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THE

WHOLE TRIALS

OF

Mr. ROBERT POWELL, *P.*

For Forging a RECEIPT with Intent to defraud
the Honourable East India Company;

AND OF

EDWARD BURCH

AND

MATTHEW MARTIN,

For Forging a Paper-Writing, purporting to be
the Last Will and Testament of

Sir ANDREW CHADWICK;

Who were tried at the SESSIONS HOUSE in the OLD BAILEY,

In the Mayoralty of BRASS CROSBY, Esq;

AND ALL CAPITALLY CONVICTED:

But their respective Cases being referred to the Twelve Judges
on a Point of Law, they, after having had the Matter
argued before them by Council, determined in favour of
the Prosecutors; and the Prisoners received Sentence of
Death on Wednesday the 11th of December, 1771.

L O N D O N:

Sold by T. EVANS, No. 54, Pater-noster Row.

[Price One Shilling.]

THE
T R I A L
O F

Mr. Robert Powell.

ROBERT POWELL was indicted, for that he, on the second of October last, feloniously and falsely made, forged and counterfeited, and caused and procured to be falsely made forged and counterfeited, and willingly acted and assisted in the false making, forging, and counterfeiting a certain receipt for money as follows; that is to say,

400l. East India stock, at 199 $\frac{1}{2}$, London the second day of October, 1770.

Received of Mr. Josh. Sykes the sum of seven hundred and ninety eight pounds, being in full for four hundred pounds in the principal stock and principal part of the fund due to the United Company of merchants of England trading to the East Indies, this day transferred in the said Company's books, unto the said Josh. Sykes; T. Barrow: with intention to defraud one Josh. Sykes against the form of the statute in such case made and provided.

The 2d Count, for falsely uttering and publishing as true the said receipt, with intent to defraud Josh. Sykes, against the statute.

The 3d Count, charges the like forgery with intent to defraud Taylor Barrow.

The 4th Count, for feloniously uttering, &c. with intent to defraud Taylor Barrow.

The 5th Count, charges the like forgery w ith intent to defraud the United Company of merchants, tr ading to the East Indies.

The 6th Count, for feloniously uttering with intent to defraud the said company.

Samuel Bicknell. I keep Bicknell's coffee-house in St. Michael's Alley.

Q. Do you know the prisoner ?

Bicknell. Yes.

Q. Do you remember his coming to your coffee house in October last ?

Bricknell. Yes ; on Friday the first, I went out about eleven o'clock upon some business ; upon my return about a quarter after, I went and sat at the bar ; I observed the prisoner setting about eight or ten yards from me ; he seemed to look directly at me the whole time ; he then came forwards and asked me if I had any brokers used my house. I told him I had several ; he said he wished I would recommend him to one ; he said he had some East India stock to sell ; I called Stephen and desired him to call my nephew, Richard Hanbury, which he did. I bid him go either to Jonathan's or Garraway's, and tell Mr. Portis that a gentleman at my house had some India stock to sell. I don't recollect that I was in the way when Mr. Portis came. I saw no more of the transaction till next day ; when about one o'clock Mr. Portis came in in a hurry, and asked where the gentleman was that I recommended him the day before to sell some India stock for. I then called to the waiters. I do not know the answer they gave him, but Mr. Portis went out immediately towards the East India House ; in about half an hour after that, the prisoner and Mr. Portis came to my house together.

Q. Did they stay any time ?

Bicknell. I can't take upon me to say.

Q. When did you next see the prisoner ?

Bicknell. About the middle of February, the prisoner and Mr. Portis came into the coffee house, they were going down the coffee room ; Mr. Portis turned short and asked me if I had any idea of that person ; I told him I believed he was the person I had sent for him to sell some India stock for. Mr. Portis desired to speak with my nephew Hanbury : I had him called down.

Cross Examination.

Q. Can you tell what hour he came in ?

Bicknell. About a quarter after eleven.

Q. What reason have you to think so?

Bicknell. I had been out of town that morning; the coach comes in about ten o'clock, and I had been but a very little time in town, then I went out for about twenty minutes.

Q. Did you see any thing more of the person that day after Mr. Portis came?

Bicknell. No.

Q. You say the same person came in at one next day?

Bicknell. Yes.

Q. Have you any particular reason for saying one o'clock?

Bicknell. I am generally about that time in the coffee room.

Q. Have you any particular reason to think it was about one?

Bicknell. When I saw him the waiter told me the stock could not be transferred on Saturday.

Q. Is that the only reason; that might suit one hour as well as the other?

Bicknell. I am generally in the bar from twelve to three. I think it was about half after one.

Q. Was the prisoner dressed when you saw him as he is now?

Bicknell. No; he had a brown coat; he was in boots, and his hair was undressed.

Q. Did he appear in the same dress afterwards?

Bicknell. Yes; the same the day following.

Q. Have you any doubt in your own mind now, whether he is the same person you saw in your coffee house?

Bicknell. No.

Richard Hanbury. I live with Mr. Bicknell; I am his nephew.

Q. Do you know the prisoner?

Hanbury. Yes.

Q. When did you see him first?

Hanbury. On the first of October. I was called down stairs by my uncle; he said I must fetch a broker for that gentleman; my uncle desired me to fetch Mr. Portis. I went to Garraway's and Jonathan's to search for him; I brought him with me; my uncle was not at home when I came back; Mr. Powell was then sitting under the dial. Mr. Portis sat with him some few minutes and conversed with him; then Mr. Portis went out and came in again, and informed Mr. Powell that it was no transfer day at the India House and he could not sell the stock; Mr. Portis appointed

appointed to meet him next morning to sell it: the next morning between eleven and twelve o'clock the prisoner came in; Mr. Portis not coming at the time appointed, I went for him; he came with me as before. Mr. Portis went to the India house, as I suppose, by himself; he came in again and Mr. Powell went out with him; this was about twelve or one o'clock. Some time after that, Mr. Portis came in again in a hurry, and asked me if I had seen that gentleman, and said he could not find him. Mr. Portis then went out, and some time afterwards the prisoner came in; I told him Mr. Portis had been, and asked for him; he said he had seen him: he then sat down in a box. Some little time after, Mr. Portis came in, and paid him some money; I stood just by at the time; what sum I cannot say. Mr. Portis stayed but a few minutes with him: then I went out: the prisoner stayed a quarter of an hour after that, and then went away; I did not see him from that time till the day he was taken. When Mr. Portis brought him in, I was up stairs; I was called down: Mr. Portis called me to the table where he sat, and asked me if I knew that gentleman; I said I did; I recollected him immediately; I called a constable, and we went to Guildhall.

Q. How was he dressed when he came first to your house?

Hanbury. I think, in darkish coloured cloaths, and boots and spurs; when Mr. Portis brought him in he was dressed, his hair was powdered: he was dressed the second day the same as he was the first.

Q. Are you sure he is the same?

Hanbury. I am certain he is.

Cross Examination.

Q. What day of the week did you first see the prisoner?

Hanbury. On a Monday.

Q. Had you never seen him before?

Hanbury. Not that I know of.

Q. What time was it that Monday that you first saw him?

Hanbury. I believe between eleven and twelve.

Q. And did the servant give you directions to fetch Mr. Portis?

Hanbury. No; my uncle gave me directions.

Q. I suppose, as soon as you made your appearance in the coffee house, you was sent immediately, and saw him no more then?

Hanbury. I was in the coffee house the rest of the time.

Q. How long was it before you returned?

Hanbury.

Hanbury. About five or ten minutes.

Q. How long from the time of your return before Mr. Portis went out again?

Hanbury. Not long; I heard Mr. Portis say it was no transfer day.

Q. I suppose you did not attend to the prisoner particularly?

Hanbury. When Mr. Portis came in the first time he came up to me at the bar, and asked me if I knew him; I looked steadfastly at him and then said I did not; he asked me if my uncle did; I said I believed he did not.

Q. It was the practice at your house, I suppose, to fetch Mr. Portis.

Hanbury. I have fetched him before to other people.

Q. And Mr. Portis asked you then if you knew him, I suppose?

Hanbury. No; I never fetched him to a stranger before.

Q. Was your uncle in the room when he came next day?

Hanbury. I cannot tell.

Q. Was there company in the room next day?

Hanbury. Yes.

Q. During all the time the supposed prisoner was there?

Hanbury. Yes.

Q. Your house was very much crowded, I suppose?

Hanbury. There were a good many people in the room.

Q. You attended as a waiter?

Hanbury. Yes.

Q. from the Prisoner. I believe that person gave evidence before that he thought I breakfasted at the coffee-house that morning?

Hanbury. Yes, he did the first day he came.

Q. from the Prisoner. Did I breakfast before or after the broker came?

Hanbury. At breakfast before the broker was ordered to be fetched. I came down before the breakfast was over; the things were before him.

Q. You say he staid a quarter of an hour after the money was paid in the coffee-room?

Hanbury. Yes.

Q. He did not seem in a hurry?

Hanbury. Not the least in a hurry.

Stephen Read. I live at Bicknell's coffee-house. The prisoner was at our coffee-house on Monday the first of October. When he first came in, he sat under the dial, and asked for
some

some breakfast, some tea and toast. My master was not come into the room then; when he came in he went to the bar to my master; my master sent Richard Hanbury for Mr. Portis; the prisoner went and sat down again; presently after, Mr. Portis and Richard Hanbury came in again; Mr. Portis went and spoke to my master; then he went and spoke to the prisoner as he sat under the dial: I heard him say it was a day no business was done at the India house, and desired him to come next day between twelve and one o'clock. The prisoner staid about ten minutes after Mr. Portis came back; he came the next day between eleven and twelve; he asked if Mr. Portis had been there; I said, no: the prisoner desired Mr. Portis to be sent for: I called Richard Hanbury down stairs; he went for him; Mr. Portis came: in about ten minutes Mr. Portis and the prisoner went out together: Mr. Portis came back, and asked if the gentleman had been there; I told him, no; soon after Mr. Portis and he came back again.

Q. How long did he stay?

Read. Mr. Portis first came back by himself, then afterwards the prisoner came back. I asked him if he had seen the broker; he said he had: in about half an hour Mr. Portis came in to me. I saw some money paid; I was standing by at the same time.

Q. How long after the money was paid did the prisoner stay?

Read. About ten minutes. When he went out he gave me six-pence.

Q. Can you tell what time he went out?

Read. About half an hour after one.

Q. When did you see him again?

Read. When he was brought in by Mr. Portis; they each called for a doctor. I went to my master, and said, Sir, I am certain I know that gentleman; he is the person that went with Mr. Portis to the East India house.

Q. How came you to say to your master that was the man? what reason had you to say that?

Read. There had been an advertisement in the papers about it.

Q. Had Mr. Portis been to your coffee house to make enquiry after that person that had been with Mr. Portis?

Read. Yes; several times.

Cross Examination.

Q. What time did he come at the first time?

Read.

Read. About half after eleven.

Q. Was your master at home then?

Read. Yes, when he first came in.

Q. What time did he go away?

Read. A little after twelve.

Q. What time did he come in on Wednesday?

Read. About the same time.

Q. What time did he go away?

Read. He went out with Mr. Portis about twelve.

Q. I believe there was a very considerable reward offered upon the occasion?

Read. I cannot recollect.

Q. How much, Sir, upon your oath?

Read. Two hundred pounds.

James Portis.

Prisoner's Council. My Lord, I beg Mr. Portis may be sworn to answer—*(he is sworn to truly answer such questions as the Court should demand of him?)*

Prisoner's Council. Are you a broker?

Portis. Yes.

Q. Has not there been an action brought against you by the India company?

Portis. I was served with a copy of a writ at the suit of Joseph Sykes, the person in whose name the stock was transferred.

Q. No action by the India company?

Portis. The copy of a writ I was served with, was in the name of Joseph Sykes, and no other person.

Q. Do you know who was at the expence of that writ?

Portis. I do not know; I understand the India company meant to defray the expence of it.

Q. Do you know for what purpose the action was brought against you?

Portis. In order to try whether I, as a broker, and a subscribing witness to the transaction, was liable to make good the stock transferred.

Q. I believe it has been intimated to you that if this man is convicted the action is not to go on?

Portis. I have heard nothing about that; but I understand that the action is not to go on; I have not, indeed, had it from the India company, or the attorney. I heard somebody saying, in a curfory way, that they supposed there would be no more of it; but I heard nothing of it in a regular way.

Q. Then the action is stopt, I suppose?

Portis.

Portis. I cannot tell; I gave it into the hands of my attorney; I have heard no more of it.

Q. When was you served with the writ?

Portis. Last term, I believe.

Q. Do you mean last Easter term?

Portis. I think so.

Q. Have you had any conversation with any agents of the East India company?

Portis. Not respecting the action.

Q. Had you some intimations that this action was going to be dropt?

Portis. Not from the company.

Q. You have, I suppose, from somebody?

Portis. I met Mr. Rous, the director, one day, and he said, that as I had took the man, he supposed I should have no more trouble.

Court. Swear him in chief.

(*He is sworn to give evidence.*)

Q. When did you first see the prisoner?

Portis. On Monday the 1st of October. Richard Hanbury came to me on Monday, between the hours of twelve and one, near one, and told me a gentleman at their house wanted me to sell some stock for him. I went to the bar, he pointed to the box, and said, That is the gentleman wants you. I went up to him, and asked him what his commands were; he said he wanted to sell 400l. India stock; I turned round to Hanbury, and asked him, Who recommended the gentleman to me? he told me his uncle; his uncle, I observed, was not in the bar; I asked him where he was; he said, he was gone out; I went up to the prisoner, and asked him his name; he told me his name was Taylor Barrow; I then recollected that it was not transfer-day for India stock; I told him if he would call again about the same time on the morrow I would do his business for him.

Q. Are you sure you said that directly to him?

Portis. I don't recollect my going out of the coffee house; I might have gone out, but I don't recollect it. The next day, Tuesday 2d of October, Hanbury came to me as before, and told me the same person was at their house waiting for me. I then came to Bicknell's coffee house, and it was then a little after twelve o'clock. When I came to him in the box, I desired his name, and where he lived, that I might put his name upon a slip of paper, to give in the ticket for the transfer, to have it ready, when I had sold the stock; he told

then again that his name was Taylor Barrow; recollecting himself, he put his hand in his pocket, and produced a receipt for 400l. which he said was the original receipt for the stock: that transfer was signed in May, in the name of Louis Oger or LOger, to the best of my knowledge: then we went up to the India house together. When we came to the transfer office in the India house, I desired him to sit down, pointing to a vacant chair near the fire place. I desired him to sit for a minute, I would go in where the croud were; where they were upon business, and would sell the stock. I met with Mr. Cotton, who wanted to buy 4000l. India stock; I sold it to him at 199½. He then gave me the name of his principal Joseph Sykes; I put it upon the paper. Then I carried the ticket, in which the name of Taylor Barrow and Sykes were, to the clerk of the transfer, and delivered it in. Mr. Cotton was impatient to have it done; I went up, and got it done about one o'clock. When it was ready I went to the place where I left the prisoner; he was gone. I went up to Mr. Cotton, and said, I supposed he would return immediately. We staid a few minutes; Mr. Cotton was impatient; he said if he did not come in soon he must buy the stock in upon me. (referring to a particular custom.) I said to Mr. Cotton I never saw the person before; I requested him to stay. I went to the coffee house to look for him; I did not find him there, but found him in a street in Cornhill, going towards the India house. I told him of the delay he had occasioned; he said he did not think the transfer would have been so soon ready. I went on before him; he came in after me. When we came up to the books, I desired him to give me the old receipt; he pulled out a number of papers, and seemed to be in a little confusion; at last he pick'd it out from among the papers; I then filled up a receipt, which I saw the prisoner sign in the name of T. Barrow; (*the receipt produced.*) the body of the receipt is my hand writing.

Q. What did you or the prisoner do upon the receipt being signed?

Portis. It was given to the clerk of the transfer to compare with the original acceptance in the book.

Q. Did it resemble it?

Portis. Yes, very much. The clerk returned it to me, and mentioned that the hand writing was the same. The prisoner came up, and signed the transfer in the books. After the receipt was witnessed, Mr. Donaldson gave it me; I gave it Mr. Cotton, and said I would go to his office for it. I desired the prisoner to go to Bicknell's, and wait; and I would bring

bring him the money as soon as I got it. I went to Jonathan's coffee house, having some little business to transact; then I went to Cotton's; I received a draught upon their bankers for 700 l. I also received one note of 50 l. one of 40 l. and 8 l. in money. I went with the notes and money in my hand to Bicknell's coffee house; this was more than half an hour after one. I then paid the prisoner the money, deducting for the transfer 12s. and 10s. for my commission.

Q. Do you recollect the dress of the prisoner the first day you saw him?

Portis. He was in a mixed colour, a sort of drab colour.

Q. Dark or light?

Portis. Rather a dark; he had his boots and buckskin breeches on; no powder in his hair; and the fore flap of his hat down.

Q. How was he dressed the next day?

Portis. The same dress.

Q. How long was it afterwards before you saw him again?

Portis. The first time was on Monday the 18th of February; I was crossing the lower end of Lombard street, near the Mansion house; and met him dressed in mourning, much as he is now.

Q. Had the fraud been discovered before this time?

Portis. Yes; in February, I think. The moment I saw him I knew him.

Q. Had you made any efforts to find the man out?

Portis. Yes; I had been down to Gloucester, and also almost as far as the Devizes, to see some persons that were suspected. I went up close to him, and look'd at him five or six times, from the end of Lombard street almost to the end of Nicholas Lane. He kept his face towards the wall; he never once turned his face towards me from the moment I first saw him. Just at the end of Nicholas Lane I put my arm through his as he was walking, and just stopt him; I said, Sir, I beg your pardon, I have something to say to you; he turned about and looked at me, and said, Sir, I don't know you, you have the advantage of me; I said it is very strange, if I don't know you. I told him I had some particular business with him which I wanted to communicate; he wanted to know my business; he was in a hurry he said; I requested him to go with me to a coffee-house; after some time desiring me to inform him of the business there, he said he would go with me to a coffee-house; I said we would cross over to Bicknell's coffee-house; upon that he seemed to shrink a

little, and said, Why Bicknell's? there are other coffee-houses nearer than Bicknell's. I said, I knew none nearer and I was going there, and requested him to go with me; I kept walking with him in that manner till I got him under the gateway of George-yard; then he said my business was so strange he did not understand it; and did not know why he should go with me; he said, Sir, What would you think for a person to accost you so strangely that you never saw? I said, I should suppose he had some business with me; and I would not be against going to a coffee-house with any man; we went on to Bicknell's coffee-house door; then he went in before me; he went and sat down opposite the bar in a box; I went up in some little time, and asked Mr. Bicknell if he knew that gentleman that was come in with me; he looked at him, and answered immediately, and said, Yes, Sir, it is the person who committed the forgery. I then asked him where Dick was, meaning Richard Hanbury; he said, dressing himself: I desired him to be called immediately; he was some time a coming; the prisoner put many questions the while, endeavouring to persuade me he did not know me. Hanbury came up to the box, and said, Do you know this gentleman in the box? he said, Yes, perfectly well; the prisoner then asked what my business was; I said, I brought him there as the person that committed the forgery on the 2d of October; the prisoner proposed to send for somebody that knew him; he said he kept cash at Mr. Staples's; and that if I would go there, he dare say they would give me such an account of him as would remove all my suspicions. I called Richard Hanbury, and sent him for a constable.

Q. I understand from the manner in which you have given your evidence, you are very positive to the identity of the person, that the prisoner is the person that committed this forgery?

Portis. Yes, positive.

Cross Examination.

Q. Who was the magistrate you carried him before?

Portis. Mr. Shakespear, he was sitting alderman.

Q. Before Mr. Shakespear, did not you hesitate and seem uncertain?

Portis. Not to my knowledge; I never had any doubt of the person.

Q. Upon this receipt here is the figures com. and casting up, 798, 10.

Portis.

Portis. It is not my figures nor writing.

Q. Was it upon the receipt when the prisoner signed it?

Portis. It was not.

Q. Did not the prisoner propose to go to Lloyd's with you?

Portis. I don't know but he might; he proposed any other than Bicknell's.

Q. In fact there are some nearer?

Portis. I believe there are.

Q. When he observed it was a strange manner in which you addressed him, did not you say it was an odd circumstance, and that he was very much like the gentleman?

Portis. I said it was odd, appearances were very often deceitful; that I said to get him along with me to the coffee house.

Edward Cotton. I am the broker that bought the stock for Mr. Joseph Sykes, the money was paid at our office.

Q. Look at the receipt, do you see the figures com. 10?

Cotton. Yes, they were not there then; they are put there since that time.

Q. to Mr. Portis. I take it for granted you furnished the advertisement?

Portis. Yes.

Q. Do you recollect whether the person who has done this fact was described as a slim man?

Portis. I mentioned a light made man, but it was put in as a slight man afterwards.

(The advertisement read which describes him to be a man of slim stature.)

Q. Was not your description, slim in stature?

Portis. It was taken from me by Mr. Thompson: that phrase in the advertisement struck me, for I said he was rather a light made man.

Q. He wore powder when you saw him in Cornhill?

Portis. No, neither the first, nor second of October; he did when I took him up.

Mr. James Donaldson. I am a witness to this receipt.

Q. Do you recollect the transactions?

Donaldson. I do.

Q. Who was the broker in it?

Donaldson. Mr. Portis; I can't say that I know the person of the prisoner; I remember he was in a flapp'd hat, and I think brownish coloured coat; he had a pair of boots remarkably clean, and a pair of spurs on: and I think, to the best of my remembrance, a pair of leather breeches.

Q. It

Q. It was the person that came with Mt. Portis that signed the receipt?

Donaldson. Yes, it was I that witnessed it.

James Merry. I was a clerk in the India house at the time; if I had never seen the prisoner from that time till now I should not have had the least doubt but he is the person that committed the forgery; the difference is so great in his dress that I cannot swear positive. I have been upon the account of the company at divers informations concerning different persons, but if I had met him upon any of them I should have apprehended him as believing him to be the person, but I will not swear to him. I did not see the transfer signed.

Q. You was then a clerk in the house?

Merry. Yes; the occasion I had to take notice of him was very trifling.

— Lambert. I wrote the word com. which signifies commission, and wrote ten shillings, and added that to 798 l. which made it 798 l. 10s.

Q. to Mr. Donaldson. Was Taylor Barrow a proprietor of 400 l. India stock then?

Donaldson. He was a proprietor of 600 in two transfers, one 200 the last 400 by Louis Oger.

Prisoner's Defence.

I trust to the justice I shall meet with in this Court, and my evidence that will be pleased to appear in my behalf, to prove where and what I was about at the time; so near as I can possibly recollect.

For the Prisoner.

Rice Williams I live in London. I am a labouring man.

Q Where did you live in the month of October?

Williams I was servant to Mr. Powell, a waggoner.

Q Do you remember any accident that happened to one of his servants?

Williams He was killed with a coach upon Monday the day before Michaelmas-day.

Q Where was the body carried to?

Williams. To the Green Man at Potters Bar. I cannot recollect the man's name.

Q Was it Barkwith?

Williams Yes.

Q Do you remember the coroner sitting there?

Williams Yes.

Q Do you remember where Mr. Powell was the day after this accident?

Williams.

Williams I drove him in a carriage of his own; home, from Islington to Edland in Hertfordshire.

Q In what carriage did you drive him?

Williams. In a coach.

Q Was any body with him?

Williams Yes; his brother-in-law and maid servant.

Q What time did you set out in the morning?

Williams. I cannot tell; he was at Islington, at the Angel, about half past nine; we staid there a little while, my matter told me to take care to be at the burying of the man on Tuesday. I set off for Islington before ten o'clock; I left Mr. Powell at Islington; he said he would take care of the horses.

Q Upon Monday, how was he dressed?

Williams. In a sort of blossom coloured coat, waistcoat, and breeches, like a blotting paper colour.

Q Did you see Mr. Powell on Tuesday?

Williams. Yes; at about five o'clock in the evening, at Potters Bar; he was dressed the same as he was the day before.

Cross Examination.

Q Why did you take such particular notice of his dress?

Williams. I lived with him a year and a half.

Q Why did you take such particular notice of his dress?

Williams. I generally do.

Q What dress was he in the Tuesday before?

Williams. I cannot tell.

Q Why did you take such particular notice?

Williams. Because I never drove him in the carriage before or since.

Q And it was a blossom colour?

Williams. As far as ever I can say.

Q Had he any boots on?

Williams. I can't tell so far.

Q I should think it would strike you pretty much was a gentleman to ride in a carriage in boots?

Williams. I did not take notice.

Q Has Mr. Powell any house in town?

Williams. Yes; at No. 26, Dowgate-hills.

Q Do you know a gentleman of the name of Taylor Barrow?

Williams. Yes.

Q Where does he lodge?

Williams. At Mr. Powell's, I believe.

Q Did Mr. Taylor Barrow live with him when you came?

Williams. Yes.

Q And

Q And all the time you was there?

Williams Yes; he used to come constantly backwards and forwards.

Q How far is it to Potters Bar?

Williams About fourteen miles.

Q I believe the fourteen mile stone stands at the door; so then you did not see your master till you saw him at Potters Bar upon Tuesday?

Williams No I did not.

he **Q** How came you there on Tuesday; in a carriage or how?

Williams I cannot tell.

Q What was he dressed in on Tuesday when he came to Potters Bar?

Williams The same coat, waistcoat and breeches.

Q Can you tell whether he had boots on or not?

Williams No.

Q Nor how he got there?

Williams I do not know.

Q Had he appointed to be down at any particular time of the day?

Williams He did not tell me he would be down, but told me to be sure to be there at one o'clock, and he chided me afterwards for not being there in time to bury him.

Q Had the jury dined when you got there? you dont know that they waited dinner for Mr. Powell?

Williams I cannot tell.

Elizabeth Hopkins I was servant to Miss Barrow.

Q Do you remember the accident happening in Mr. Powell's family, of Robert Evans being run over by a chaise or coach?

Hopkins Yes.

Q When did that happen?

Hopkins Upon the Friday before Michaelmas day.

Q Do you recollect where you was on the Monday following?

Hopkins At Elding; I came up in the post-chaise with Mr. Barrow and Mr. Powell; we came to Islington to the Angel between nine and ten.

Q Do you remember how Mr. Powell was dressed that day?

Hopkins To the best of my remembrance, in a blossom coloured suit.

Q Was that what he usually wore?

Hopkins Often. I came from Wales on the Saturday before.

Q Can you tell whether a dark or light suit? was it like this (showing her a piece of blotting paper.)

Hopkins

Hopkins I think it was

Q Had he the same coloured waistcoat, or breeches?

Hopkins I did not take particular notice of his breeches

Q Had he boots?

Hopkins I cannot tell

Q What became of you?

Hopkins I went into the city directly as I got there, and left my master at the Angel

Q What time was it when you went from the Angel?

Hopkins Between nine and ten: I called at Mr. Evans's, the mercer's, and then went home to Mr. Powell's house

Q What time did you get home?

Hopkins Between eleven and twelve to Mr. Powell's, at Dowgate-hill. I did not see Mr. Powell any more that day, or next day

Edward Jones I lived at that time in Goswell-street, and kept the Waggon and Horses.

Q Do you remember seeing Mr. Powell on Monday the first of October?

Jones Yes; about ten o'clock he came into the house

Q How long did he stay there

Jones About a quarter of an hour

Q Did you go with him any where?

Jones Yes; as far as the corner of Old-street; we were talking about Mr. Powell's man that was killed; he went down Aldersgate-street; and told me he was going to Smithfield to enquire something about the coroner.

Cross Examination

Q Do you pretend to speak with certainty as to the day and time?

Jones I brought the pots in that day: He was in our house four or five minutes before I came in with the pots; I saw him about ten; half an hour under or over; he called for sixpennyworth of rum and water; I drank with him; I went away directly

John Backwith I keep the Green Man at Potter's-bar

Q Do you remember Mr. Powell being at your house on Michaelmas-day?

Backwith Yes.

Q What brought him down to your house?

Backwith An accident of his man's being run over the night before. I was constable for the parish that year; I had

had him taken into my house, and the prisoner and another gentleman came and gave orders for the coroner to be sent for.

Q Do you remember seeing him the Monday after?

Backwith Yes, in Smithfield

Q What time of the day?

Backwith Between ten and eleven, I believe, but nearer eleven; I am not very positive to a quarter of an hour

Q What passed between you?

Backwith He asked me what day the coroner had fixed for the jury to be summoned, which was next day, Tuesday; I told him two o'clock; he desired me to provide a dinner for them, and he said he would come down if he could: he staid about five minutes with me in Smithfield. I returned to Potters-bar, and did not see him any more that day: he was at my house next day, just after the corpse was gone to be interred, which was about five o'clock; he paid me my expences that night.

Q Did any body wait dinner for him that day?

Backwith Nobody at all. I told the jury; he said he would be down to dine with them, if he had nothing material upon his hands.

Cross Examination.

Q How far is your house from London?

Backwith It is fourteen miles and about a quarter to my house.

Q Was he on horseback, or in a carriage?

Backwith I cannot say; I only saw him in the house.

Q Had he boots on, or shoes?

Backwith I cannot say which.

Mary Hawkins I live at the corner of Carey-street; my husband is a carpenter.

Q Do you know Mr. Powell?

Hawkins Yes.

Q Did he come to your house on the first of October?

Hawkins Yes, on Monday; about twenty minutes or half after twelve.

Q What did he come about?

Hawkins About a note, owing to my husband from Mr. Powell: the note had been due some time; we had not sent to him for the money, and he called to pay it.

Q How long did he stay with you?

Hawkins About a quarter of an hour; it was after the men went to dinner; he was just gone before they came back; they go from twelve to one.

Cross

Cross Examination.

Q. You are sure it was that particular day?

Hawkins Yes.

Q That note had been due two or three days before?

Hawkins Yes.

Robert Parry. I am a shoe-maker. I live in Bond-street, near Burlington-gardens.

Q Do you know Mr. Powell?

Parry Yes.

Q Do you remember seeing him about the time of the accident to his servant?

Parry Yes; the Monday after; he said he had some time to spare, whilst somebody went to fetch his horse, or mare, from somewhere out of town for him, to go to Uxbridge after the coroner.

Q What was your conversation.

Parry Most of it about the accident of the man; he was afraid he said he should lose his horses, or something.

Q What did he say about the coroner?

Parry I understood him he was to go to the coroner at Uxbridge that evening. Mr. Powell said if he could find the coroner, and give him something, it would save his horses; and said he would ride to Uxbridge himself at night. Mr. Powell had not dined; I asked if I should get something; he said no, a Welch-rabbit, or any thing would do: he had one, and stayed with me three hours.

Q Was he going on horse-back to Uxbridge?

Parry Yes; he waited with me till his horse was fetched.

Q Was he ready dressed? had he boots on?

Parry I do not know; I did not take notice.

Cross Examination.

Q You do not know whether he came back from Uxbridge next morning?

Parry No; I did not see him for months afterwards.

Robert Highmore. I live at the Angel inn, at Islington.

Q Did you live there the first of October?

Highmore Yes.

Q Do you know Mr. Powell?

Highmore I saw him there on Monday the first of October; he had a pair of horses, and a post chaise came in, which were put up there, about nine in the morning. It continued there till Wednesday following.

Q When did you first see him afterwards?

Highmore A week or ten days afterwards: perhaps I

might see him between, but I don't know; being a stranger, I did not know him at that time; whatever company was in the chaise were got out before I saw the chaise: at that time I did not know Mr. Powell.

Q Do you know whether you saw him on Tuesday?

Higmore I cannot say I did; I do not remember.

John Palmer I drive a post-chaise. I live at the Bull, at St. Alban's, now: I lived at the White Lyon, at Kits-End: I took up the prisoner at the Angel inn a little before eleven o'clock; I was driving a return'd chaise.

Q What day?

Palmer I believe, the second or third of October; I did not take particular notice.

Q Can you recollect the day of the week?

Palmer I am not sure whether Tuesday or Wednesday.

Q What time did you get to Barnet?

Palmer A little before one, I believe.

Cross Examination.

Q You do not pretend to fix the day?

Palmer I cannot swear to the day.

John Roberts I live at the Mitre at Barnet. I am hostler. I have seen Mr. Powell at the house many times.

Q Do you remember the time his man was killed?

Roberts On Friday. Mr. Powell was at our house on the Tuesday after, when I was at dinner.

Q What time?

Roberts I generally dine about two o'clock. Mr. Powell borrowed the grey horse of my master that day: I brought him to the door; then the horse was put up again, because we were to have some victuals.

Cross Examination.

Q Are you sure about the hour of the day?

Roberts I am not clear to an hour.

Q But he got a horse of your master?

Roberts Yes.

Q Which was the way he went?

Roberts To Potters-Bar.

Q How far is Potters-bar from your house?

Roberts About three miles.

Q Who brought that horse back?

Roberts Robert Jones; he brought the horse back about nine at night.

Robert Jones I live at Hatfield Wood-side. I was at the Mitre at Barnet the beginning of October.

Q Do

Q Do you remember the prisoner?

Jones Yes; I brought the grey horse back to Mr. Wilkin-
son, at the Mitre, that he borrowed.

Q Can you tell what day of the week that was?

Jones. Tuesday.

Q How long after Michaelmas day?

Court There is no dispute about the time.

Richard Wilkinſon I keep the Mitre at Barnet.

Q Do you remember lending Mr. Powell a horse on the
second of October?

Wilkinſon I cannot charge my memory to any particular day;
I have lent him horses at several times. I cannot charge my
memory with any thing relating to Mr. Powell of any par-
ticular circumstance.

John Roberts I saw Mr. Powell once at the Mitre at
Barnet; I was mentioning something of the unhappy circum-
stance of the man's being killed; Mr. Wilkinſon, or some-
body, said, Here Mr. Powell is; I juſt turned my head, and
ſaw him through the window.

Q Can you tell what day this was?

Roberts I cannot charge my memory.

Q You remember that accident happening?

Roberts Yes.

Q Then it was about that time?

Roberts Yes, it was.

Q Can you tell whether it was the day the coroners jury
ſat, or no?

Roberts I cannot charge my memory.

Q What time of the day?

Roberts. I think, after dinner.

Council for the prisoner. Now, my lord, we will call wit-
neſſes to prove that he has been all along regularly about his
buſineſs.

David Jennings I live with Mr. Whitebread, the brewer,
in White Croſs-ſtreet.

Q Do you know Mr. Powell?

Jennings Yes; I am acquainted with him; I was with him
before he went into Wales.

Q When?

Jennings In the beginning of September.

Q Did you then know of any intention of his to go into
Wales?

Jennings Yes; I had juſt returned from Wales myſelf; it
was in the firſt week of September; he ſaid he was going
down

down into Wales ; he said he would go in a few weeks ; I came from Wales on Saturday ; I got to town on Saturday the first of September.

Q Did you see Mr. Powell in October ?

Jennings No, I did not.

John Jennings Mr. Powell supped with me on the 24th of September ; he said he was going into Wales ; I took my leave of him ; I do not know when he went.

Q Do you know what his business was in Wales ?

Jennings No.

Morris Evans I am a mercer in Cheapside ; I am acquainted with Mr. Powell.

Q Do you know when he went into Wales ?

Evans. I cannot recollect.

Q What month ?

Evans. I don't know.

Q Do you remember seeing him in London the beginning of October ?

Evans I do not.

Q How long have you known Mr. Powell ?

Evans Between three and four years.

Q What was his general character ?

Evans An extraordinary good one.

Robert Hughes I am an oilman in St. Martin's le Grand, I have known Mr. Powell twelve years.

Q Did you see him in the month of October ?

Hughes I can't say as to that.

Q Have you seen him frequently ?

Hughes Yes.

Q How many times in a week ?

Hughes Sometimes not once in a week.

Q Till he went into Wales was there ever a fortnight passed without your seeing him ?

Hughes Yes

Q What was his general character ?

Hughes I thought him a strictly honest man

Evan Roberts I have known Mr. Powell twelve years ; I keep a public house ; I have known him from a boy ; he bears a good character

Q Did you see him in October last ?

Roberts I can't say.

John Roberts I have known Mr. Powell ever since he has been in London ; his general character is that of a very honest good man

Thomas Hollinshead I am a victualler. I have known Mr. Powell five years: he has a remarkably good character. I have had dealings with him for liquor; he has dealt very honestly

John Hughes I farm the poor at Hoxton; I have known him from a child; his character is an exceeding good one; so are all his family. I saw him on Sunday the 7th of October, at Edling, at his own house

Albert Eldington I am a broker; I have known him about four years; he has an extreme good character

Hugh Hughes I keep a mercer's shop at Charing Cross; I have known him about twenty eight years; I would have trusted any sum of money, consistent with a man's own safety, with him, had he wanted it; he was a frugal man; he dealt very justly

Q Do you remember seeing him in the month of October?

Hughes I saw him in August; I cannot say for October

William Lloyd I am a woollen draper in Newgate-street. I have known him four years; he has a very good character; I had dealings with him in the wine way; I always looked upon him to be a very honest man; that is his general character

Robert Lloyd I am a tea dealer; I live in New-street square. I have known Mr. Powell three years; he has the character of an honest man: I have had dealings with him

Humphrey Roberts I keep the Union coffee house at Temple Bar: the prisoner has a good character

Thomas Jones I live in Ratcliffe Highway. I have known him intimately for twelve years; I recommended him to my best friends; I have got credit by recommending him. There is one circumstance, Mr. Barrow is very careless about his papers; I have now an indemnification, under his hand, for a bill of mine that he has lost, that it should never come against me

Mr. John Beverly Watts. I am in partnership with Sir George Amyand and Staples. Mr. Powell kept cash with us, and behaved very well in all his transactions with us.

Q *from the Prisoner* Whether you ever thought I had more money at that time or since, than I used to have?

Mr. Watts No; the sums paid in in October, and since, were just the same as usual

Q Did you see Mr. Powell in October?

Mr. Watts I cannot say that; most probably I did: business was done by him in October; he did not come much to our shop

Morris

Morris Barrow I am brother-in-law to the prisoner

Q Do you remember his going to Wales, or being about his business in October?

Mr. Barrow No

Q What is his character?

Mr. Barrow A general good one.

Q *from the Prisoner* Do you know of my having money at interest last October?

Mr. Barrow He has money at interest for his wife; he receives the interest during his life.

Q That is his wife's fortune settled upon her?

Mr. Barrow Yes

John Jones I am a grinder; I have known Mr. Powell these thirty years; he has a very good character; if he wanted hundreds of pounds he should have it

Thomas Granger I have known Mr. Powell about three years; he has a very good character; I saw Mr. Powell about his business about the time alledged against him

Q What time?

Granger Before he went into Wales.

John Stigler I have known Mr. Powell between three and four years: he is a tenant of mine. I never heard any thing amiss of him in my life

John Salter I have known him three or four years; he has an exceeding good character. I live in his neighbourhood, and would have trusted him with 100 l. the day he was taken up.

David Jones I have known Mr. Powell about three years; he is a very reputable tradesman, and a man of strict honour.

Edward Lloyd, Esq; About three years ago I bought a pipe of wine of him. I have had but little intercourse with him between that time; I thought him to be a man of good character.

John Madox I have known him about six years. I always thought him a strictly honest man; his character in general is very good.

John Cooke I bought twelve beasts of Mr. Powell's servant; I complained of one at the time; the servant said if the beast did not turn out well, his master was a gentleman of honour, and would make me amends: it did not turn out well, I complained of it, and he sent me three guineas.

Joseph Powell. I have known him three years; he has the character of a very reputable honest man.

Guilty, Death.

T H E
T R I A L S
O F

Edward Burch and Matthew Martin.

EDWARD BURCH and MATTHEW MARTIN, were indicted for feloniously forging a certain paper-writing with the seal thereto affixed, purporting to be the last will and testament of Sir Andrew Chadwick, deceased, and to be signed by the said Sir Andrew Chadwick in his life time; with the name A. Chadwick, and to be sealed and directed by the said Sir Andrew Chadwick, in his life time; as and for his last will and testament, on the 5th of August last at St. James's, Westminster; with an intent to defraud Sarah Law, widow, of the messuages and tenements, with the appurtenances, against the statute, &c.

2d Count for feloniously uttering and publishing the same will, knowing the same to have been forged with the like intent, against the statute, &c.

3d Count for feloniously willingly acting and assisting, in the making, forging, and counterfeiting, the same will, with the like intent, against the statute, &c.

4th Count for feloniously uttering and publishing the same will, by which said forged will, the said Sir Andrew Chadwick, by which said will, is supposed to have been devised, among other things, the residue of his real and personal estate to his wife Margaret, Lady Chadwick, and her heirs for ever: with intent to defraud the person who would become entitled to Sir Andrew Chadwick's real estate, after his decease, knowing the same to have been forged against the statute, &c.

(*The witnesses were examined apart.*)

John Leigh This will was produced at Sir John Fielding's,
by Mr. Glover

Brooks This pedigree was produced by Mr. Brown who appeared there as attorney for Burch; and Burch acknowledged that he had given it into Mr. Brown's hand; the pedigree was produced to shew the similitude of hands between the signing of that and the will. Martin was present, but he said nothing; Burch said, he found the pedigree among the papers where the will was, and that he indented one corner that he might know where he had it from.

Cross Examination.

Q Did you make any mark upon the will?

Brooks No; it has never been out of my custody

Q Do you know how Burch and Martin came before Sir John?

Brooks When an application was made to Sir John, he thought it would be proper to summons Mr. Lloyd to give evidence how he came by it; as it was said that he gave it to Mrs. Gloyer; he accordingly on Friday came to our office, and brought with him Burch and Martin; who, he said, gave him the will

Q Did they come voluntarily along with him?

Brooks Yes; they came with him

Council for the Crown Did they mention how long this will and pedigree had been found?

Brooks They did mention the time, but I do not recollect it; it was a small time ago; he said he saw the will first, three months before that time, at Mrs. Brooks's; that it was found among a bundle of papers then in the custody of Mrs. Brooks

Q *from Burch* You said I gave the will to Mr. Brown, I produced it myself in the office?

Brooks I am told by Mr. Brown that he did produce it; whether he gave it him in the office or no, I cannot tell

Q *from Burch* Were we not at the office on Tuesday?

Brooks Yes; and I advised them to come again on Friday morning according to the summons

John Lloyd I live in New-street, near Carnaby market; I have been acquainted with Burch a twelvemonth or two, with Martin about three months; I have done a good deal of business for Sir Andrew Chadwick.

Council for the Crown Inform the court and jury what application was made to you by the prisoners

Lloyd About four months ago, Mr. Burch told me there were some papers of consequence relating to Sir Andrew Chadwick's estate; I asked him what they consisted of; he

did

did not choose to tell me of what nature they were; Martin was not present, he desired I would apply to Mr. Thomas Hudson, and tell him of these papers of consequence, that he might see them if he pleased. Mr. Hudson was the agent concerned for the heir at law; I told Mr Hudson of it; he desired the men to come to his chambers; Mr. Burch reported that he was not possessed of them, but that they were in the hands of Mr. Martin; I acquainted Burch and Martin of it, neither of them chose to go; Martin said he did not choose to go: they met me at the Fountain in Broad-street: they took me into the passage: I said, I had spoke to Mr. Hudson: Martin said, I mentioned the matter to you, and I shall not go: and I heard no more of it for two months, till at last Burch came and informed me the papers consisted of a will made in favour of Lady Chadwick.

Q How came he to apply to you: are you any relation to Lady Chadwick?

Lloyd None: I have let the houses, and have been a sort of an agent for Sir Andrew: have taken schedules of fixtures and the like: I was an agent to Mr. Hudson at this time.

Q Had they at that time mentioned what the papers were?

Lloyd No: they only said they were papers of consequence

Q Was Martin present when Burch said the papers consisted of a will?

Lloyd No; he said that every shilling of rent that was paid to Mrs. Law, was paid to Lady Chadwick's wrong; I said, then if you are possessed of these papers of this consequence, why in the name of God do not you bring them forth; I will, says he, next Friday; they were to be brought to the Fountain; I attended there, they did not come; I think it was next morning that Burch said he would bring them; on Monday morning Burch came up to the Fountain; he asked me if Martin had been there; I said, no; he said will you take a walk with me; I asked him where; he said towards the Seven Dials; I went with him into Grafton-street; he desired me to go into a public house, I think the sign of the Bear, and to wait till Martin came; I went into the house and called for six-penny worth of brandy and water, and sat in a box in the window; I looked out of the window to see where Burch went to; he went in a house next door to an ironmonger's: he came back and told me that Mr. Martin was not come; then I said, we may as well go up again to the Fountain, and leave word here; before we drank out the six-penny worth, I saw Martin go by; I said, there is the

little man; Burch called him in; he had a bundle under his arm, in a canvas bag, tied up in a silk handkerchief; Martin said, here is the very thing; upon which I said, we had better go up to the Fountain and look at it; we went there, and there the parcel was opened in the one pair of stairs fore room; Martin took a paper out of the parcel and gave it me to read, which one of them said, was Sir Andrew Chadwick's will; it appeared to be dated in 1764; I just took a cursory view of it; I had not time to read it: out of the same parcel Martin produced another will dated in 1762, and said, this is the will you are to carry over the way to Lady Chadwick's; she lives opposite? (*a paper shewn him,*) this is the will.

Q How do you know it?

Lloyd As near as I can bear in memory

Q Did you give any reason why this will and not that dated 1764, was to be took over the way?

Lloyd No

Q Did you see the will in 1764?

Lloyd Yes, I took a cursory view of it; it had the same witnesses to it as this; they were in the same order; Field and Grove.

Q Did you read any part of the contents of that will?

Lloyd I did read some part; there was a clause whereby after Lady Chadwick's death, he gave the real estate to the Chadwick's in Ireland.

Q Your knowledge of the world in general must give you to know that the will in 1764, was a revocation of the will in 1762?

Lloyd Yes

Q And yet Martin told you that that was the will you was to carry over the way?

Lloyd Yes

Q Had you any curiosity to enquire further after the will in 1764?

Lloyd I asked what was become of it; and did not know till I came to Sir John Fielding's that the will was destroyed

Q Was the will of 1764 enquired after at Sir John's?

Lloyd Yes, and the rest of the papers: Mrs Brooks said she had burnt them: the prisoners were then in the next room

Q Did they give any account of what became of the papers and will of 1764?

Lloyd I do not know that the question was asked them; Sir John Fielding sent some people to search the house, to see
if

if it was destroyed or not: they put the will of 1764 into their bundle again. They said, if lady Chadwick reaped any benefit from this will, they expected to be rewarded: as to any sum it was not mentioned.

Q Who said that?

Lloyd I believe it was Martin: Burch said that the Chadwicks had given 4000l notes for these papers, eight five hundred pound notes of hand, payable on demand.

Q That the Chadwicks had given him these notes?

Lloyd Yes: and they were in Burch's possession. I believe that Martin witnessed the bills, for I fancy neither of the Chadwicks could write.

Q Was it at that time said they expected to be rewarded?

Lloyd No; I believe a week before the will was produced: Martin was by at that time.

Q Whether something was said about so many years rent?

Court Was any thing said about who was to receive the rent, in case this will prevailed?

Lloyd No

Q Had you ever any conversation with them before Mrs. Glover;

Lloyd The day the will was produced, the 5th of August, Martin and I went over to Mrs. Glover: when we came there, Mr. Hulse, Mrs. Glover's attorney, interrogated Mr. Martin how he came by this paper. Mrs. Glover lives with lady Chadwick. He asked him who he was, and what he was, and where he lived. He told him where he did live, which I did not know till that time, and that he had that paper from Mrs. Brooks, among a parcel of other papers. Mr. Hulse desired him to attend next morning at his chambers, and bring the woman with him.

Q Was the will produced to Mr. Hulse at that time?

Lloyd Yes: and I think he looked at it: Martin, Burch, and the woman went to Mr. Hulse's chambers: there were Mr. Rose and Mr. Vaughan, I don't know what business he had there, he is a cabinet maker. Mr. Hulse was questioning Martin and Brooks, and in came Mr. Blake, and asked where I had that will from: I said from Martin: he was sitting in the room then: he asked me if I had any objection to go before sir John Fielding: I told him no: I would go then or any other time. He said he would send for Mr. Hudson: he went away to open his commission at Joe's coffee-house, Mitre-court: he was gone three quarters of an hour: he came back, and said we need not attend at sir

John

John Fielding's that day : that he would give us notice, this was on Wednesday, and, I think, on Thursday received a notice to attend on Sir John Fielding on the Friday : I did attend accordingly.

Q Was you present with Mrs. Glover and Martin?

Lloyd. Yes ; that one time

Q Was any thing then said about a reward ?

Lloyd Not a syllable

Q Was Mrs. Glover present at these times ?

Lloyd I believe she was at Mr. Hulse's, but not in the room

Q Do you remember any thing of the pedigree ?

Lloyd On Sunday evening I called at the Horse and Groom, in Theobald's-row : I believe a fortnight or three weeks before the will was produced, Burch had promised to raise a man, in low circumstances, twenty pound for a year ; I thought I would become security for this debt of twenty pounds, because it would give me some time to pay the money I had entered into security for him : his name is Kimber. I called on Burch on Sunday about it : we went to the Horse and Groom, in Theobald's row : he said, now I will shew you something : he went out of the room, and brought a paper or parchment in his hand : he doubled back the lower part, and said there, see that : do you know that hand writing : is that like Sir Andrew Chadwick's hand writing ? I said it looks like Sir Andrew Chadwick's, and I believe it is. I never had it in my hand ; and, says he, as Sir Andrew says, second thoughts are best, I won't shew it you to night ; I said, I want to know none of your secrets

Q Look at that paper, and see whether you can say that is it or not ?

Lloyd I believe it is ; I never saw it opened till I saw it before Sir John Fielding ; Kimber was present at this time

Q Did you ever hear Burch and Martin relate any thing of a quarrel with the Chadwicks ?

Lloyd They said the Chadwicks had used them very ill ; this was about three weeks or a month before the will was produced ; Burch said he had a quarrel with the Chadwicks, and that they had met him in St. Giles's and beat him

Q Did he say any thing what should be the consequence of the quarrel ?

Lloyd No.

Q Do you know of any application being made for receipts to any body, by any of the prisoners ?

Lloyd.

Lloyd Yes; by Burch, about a month before the will was produced: he told me that the last codicil of Sir Andrew Chadwick's will, was a most extraordinary one; that there was a doubt whether it was not forged: that there was a bill in Chancery going to be filed against the residuary, legatee and the executor, that one Mr. Potts an attorney, who lives somewhere towards St. James's-street, was concerned: that they wanted these receipts that were known to be Sir Andrew's hand writing, to see if they tallied with that codicil: I fetched my file and he took off three receipts of Sir Andrew Chadwick's, and took them away with him: he wanted a receipt with a good many figures: I had been Sir Andrew Chadwick's tenant many years

Q You said that four months ago, the rumour was spread of some papers of consequence being to be produced: and this was a month before the production of the will?

Lloyd Yes

Q Then my question is; whether the application for these receipts, was after the beginning of that four months, that you say the things was talked of; the papers being to produce?

Lloyd Yes; it was after the commencement of that conversation.

Cross Examination.

Q Pray do you know whether there were any figures in Sir Andrew's codicil, that was suspected?

Lloyd No: he asked me for a receipt that had figures in it.

Q You was agent to Mr. Hudson, who is concerned for the heir at law: whoever it may be for now, it is in dispute?

Lloyd Yes.

Q The account they always gave you of this will was, that it was found among some papers, in a bundle at Mrs. Brookes's?

Lloyd Yes

Q Did they ever pretend to say whether the will was Sir Andrew Chadwick's will, or not?

Lloyd They said it was a will of Sir Andrew Chadwick's

Q How long did they say they had found it out?

Lloyd About last Christmas

Q Did they ever pretend to you to know any thing more of the will, than that it was found among a bundle of papers?

Lloyd No

Q Then the purpose for which this will was to be carried to Mrs. Glover's, the person that managed for Lady Chadwick, was to take their directions as to that?

Lloyd.

Lloyd Yes

Q They did not say it was a good will or a bad one?

Lloyd No: it was left to the consideration of Lady Chadwick, to know whether it was proper to produce the will or not: there was no talk whether it was a good or bad will.

Q They did not pretend to have any other knowledge of the will than what appeared on the face of it?

Lloyd No

Q You mentioned something about a will in 1764: are you pretty accurate as to the date of it?

Lloyd I think it was 1764

Q You said just now that you had but a cursory view of that will?

Lloyd Yes

Q They said they expected some reward if Lady Chadwick got any benefit by this will, for finding of it?

Lloyd They said they expected to be rewarded; I cannot say the very words

Q Did you give your opinion whether you thought the will good or bad?

Lloyd I do not remember that I did; I asked them if I should carry it over the way, and they gave me leave; I said the signature was like Sir Andrew's

Q Did not you say, when it was put into your hands, I will swear the signing to be the hand writing of Sir Andrew?

Lloyd I said I believed it was; but I could not say I will swear it

Q Did not you tell them that Sir Andrew had frequently told you in his life-time, that you should be remembered in his will?

Lloyd I did

Q I believe a legacy is given to you in this will?

Lloyd Yes; there is

Q Did you tell them this before the will was produced?

Lloyd No; at the time before it was carried over to Mrs. Glover

Q Did you give that as a reason to them why you apprehended the will might be the true will of Sir Andrew?

Lloyd No; I do not remember that I did

Council for the Crown Was there no conversation prior to producing this will, with regard to Sir Andrew's good intentions to you?

Lloyd No

Q Whether you will take upon you to say that this expression,

tion, that Sir Andrew meant to consider you in his will was at that time, or before the will was produced?

Lloyd I think it was at the time

Q Can you remember what was due from you to Sir Andrew, about the third of July 1762?

Lloyd I believe the account was nearly a balance

Q You say you saw this other will so as to distinguish they were the same witnesses; did you see any other papers of the bundle?

Lloyd Yes; there were bills and proceedings in Chancery

Q Can you tell whether it is relating to Sir Andrew Chadwick or any other person?

Lloyd There appeared to be one relating to Chadwick an attorney, and one relating to John Bigne; I saw none at that time that related to Sir Andrew; seeing them lie on the table, I read the heads of the bills, Sir Andrew was not a party to them; Burch picked these out of the parcel, and gave them to me, because there was the name of Chadwick to them, he said there is more of the Chadwicks names; that was Monday the 5th of August, (*these papers produced*)

Q Do you remember Sir Andrew in 1762?

Lloyd Yes

Q Was he not in good health at that time?

Lloyd Yes; except now and then the gout

Q Where did it usually affect him mostly?

Lloyd In his fingers

Q Do you know who this solicitor was; whose name is to many of these papers?

Lloyd I know nothing at all of him

Court You said in your original examination, Martin produced a will of 1762, which he said, you was to carry over the way to Lady Chadwick; now did you ask, or he desire the will might be carried over?

Lloyd I heard first of the will of 1764, Martin threw out the other paper, and said, that is the will you are to carry over the way

Q Then how came you to ask them leave?

Lloyd After I had first read it; I said, well, may I carry this over the way; they said, yes

Council for the Prisoner. There was an arrear of rent due to Sir Andrew at that time; the will has left him such arrears of rent, as may be due to Sir Andrew at the time of his decease?

Cross examined by the prisoner Burch.

Q I desire you will answer me according to truth; long before ever I spoke to you of these wills, or the papers that I had possession of, had not we conversation about these whimsical, as you called them, codicils; and did not you say it was a matter of surprize to you, how these codicils were dated as they were?

Lloyd At the time the last codicil was dated, in 1768, I was pretty sure Sir Andrew Chadwick could not write; he had the gout in his hand so bad that he could not hold a pen; I said so, and that Sir Andrew had put off taking rents, and the like; by saying he could not write a receipt

Q Did you not say the same to me?

Lloyd Yes

Q This was before I told you of the papers at all?

Lloyd I believe it might; I cannot pretend to fix the exact time?

Court Did the prisoner ever restore to you the three receipts

Lloyd Yes; I believe they are in the hands of Sir John Fielding

Mr. Leigh Here are the receipts, (*producing them*)

Lloyd I believe these are the two receipts

Q Did you make any particular mark upon them?

Lloyd No: these are receipts of Sir Andrew to me, for rent; at the time I gave him these receipts he told me he had some others

Court Here is a letter of George Chadwick's, wherein he signifies himself your unfortunate brother; it is not directed to any body; do the gentlemen on either side know any thing of George Chadwick?

Council for the Crown We never heard of such a brother

Council for the Prisoner Where did he say these papers came from?

Lloyd Burch took them out of the bag

Councils for the Prisoners One of the papers is an office copy of an affidavit in 1741

Court Was Edward Knight, Andrew Knight, John Palmer, or Joshua Turner, any relations of Sir Andrew Chadwick's?

Lloyd No; neither of them as I know of

Council for the Prisoner Had you any promise of gratuity in case this will was aside?

Lloyd No; none at all

Q Did

Q Did not you say you thought the codicil was forged or antedated ?

Lloyd I said I suspected the last codicil dated in March, because I knew Sir Andrew could not write; I went to Doctors Commons on purpose to see that last codicil; it looked like his hand writing

Q Did not I tell you that there was a bill depending in chancery; because that codicil barred the family of 10,000l?

Lloyd Yes

Q I asked you for the receipt, did not I tell you I only wanted them to compare with the figures, and did not Mr. Martin give you the will of sixty-four ?

Lloyd Yes

Q Did not you read it all over verbatim ?

Lloyd Very well

Q Did you make this animadversion when you read it over, he desired in that will to be buried at Cardy-place, in Lincolnshire, and he was to have a vault erected ?

Lloyd Yes

Q Did not you say that he had mentioned that in his lifetime ?

Lloyd Yes; he told me he would be buried at Cardy-place; he had a family vault there; and I should be his undertaker

Court to prisoner's Council. This will of 1764, is not now produced, I believe ?

Council. I think not

Q After this was read over did not you say this is the thing, this is the very thing ?

Lloyd I do not remember that I did; I cannot remember my particular words

Q And further observed, you thought there was a mistake in one of the names, mentioned in the will ?

Lloyd I turned the leaf again, and said, this will is not dated

Q You found a date ?

Lloyd Yes

Q After that was read over, did not Mr. Martin give you the other ?

Lloyd Yes

Q Did you read that over ?

Lloyd Yes

Q Did not you say this must be genuine; Sir Andrew has forgiven me an arrear of rent, which no mortal but himself could know of ?

Lloyd I do not know but I might say so

Court Was that the will of sixty-two?

Lloyd Yes; Sir Andrew always told me he would remember me when he died

Q And that no man knew you owed money to Sir Andrew, but himself?

Lloyd He had often declared he would give me something by his will

Q After you had read this will over, dated 1762; did not you desire Mr. Martin to give you leave to carry it to Mrs. Glover; did not Martin say you are welcome to do with it as you please, it is of no use to me; if it is of any to you, you are welcome?

Lloyd Mr. Martin gave me leave

Q Did not Martin say he expected no fee or reward?

Lloyd I do not remember he said so at that or any other time

Q Did not you return again without this will;

Lloyd No; with it

Q Did not Mr. Martin say you was welcome to carry it over again, if you pleased; for Mrs. Glover to shew to her attorney?

Lloyd Yes; that was after I brought it back

Q When you came back again, did not you say that you had shewn it to Mr. Keatley's clerk?

Lloyd That Mrs. Glover had shewed it to Mr. Keatley's clerk, and that he said, he believed it was Mr. Grove's signature; one of the witnesses of the will

Court Did he say any thing about Sir Andrew's signature?

Lloyd I believe he said it was Sir Andrew's signature; I cannot be certain: I did not hear him say so; I told the prisoner I had heard that he said so

Q from the Prisoner. If you remember you and I canvassed this bag of paper, and opened them every one?

Lloyd I deny that: you looked them over then. Martin said, now he is in his glory; he has got all the papers to look over

Q You and I picked out a great many papers that were signed Chadwick on them?

Lloyd You picked them out, and shewed them me

Q One paper particularly was obliterated and torn, but plainly the name of Sir Andrew was in the body of it?

Lloyd Yes; there was; it is among the papers now

Prisoner's council This is the paper; here is the word Sir Andrew upon it. That letter, my lord, has been proved in the court of Chancery; that has been proved in the case of Snipe

Snipe and Simpson ; it has a reference to an estate somewhere in Bunhill-fields

Court Do you know whether Sir Andrew had any estate in Bunhill-row ?

Lloyd No

Prisoner's council You received only for the rents in your neighbourhood I believe ?

Lloyd I never received any rents for him only since his death

Q from the Prisoner After we had sat down in the dining room, did not you ask me if there was a possibility of finding out people that could prove the hand writing of Tenneson ; did not you desire me to go to one Brown, an attorney ?

Lloyd You said you was not clear with respect to Tenneson's hand writing ; I said one Mr. Brown, of Liquorpond street, I had heard him say, knew one Mr. Lowe that was acquainted with Tenneson, and he will inform you whether it was his hand writing

Court Was this the first time the will was produced to you ?

Lloyd Yes ; I was made acquainted with the names of the witnesses before I saw the will.

Q Was you then told there was any doubt about Tenneson's hand writing ?

Lloyd I believe Burch might say he had not got any body to prove Tenneson's hand writing

Court How came Brown to tell you he knew one Lowe ?

Lloyd I was talking to this Mr. Brown about this will, and that there was one Tenneson, as Mr. Burch informed me, an attorney, that lived about Lincoln's Inn, a witness; he said there was one Mr. Lowe, who, I think, was intimately acquainted with Tenneson, and he will inform you whether it was his hand writing or no

Q from the Prisoner Did not you desire me to go to this Brown ? did not you desire me to bring as many people as I could the next day to Martin ?

Lloyd Yes

Court For what purpose were they to be brought there ?

Lloyd I suppose, in order to see if they could prove the hand writings of the different persons that were witnesses of the will Mr. Martin produced ; Ross was the man that was brought to prove Tenneson's and Field's hand, having a lease, wherein Tenneson was a witness.

Q This will was intended to be brought there for their inspection ?

Lloyd It was to be returned to be sure for them, to see it

Q You did not bring it back ?

Lloyd I went over for the will, and Mrs. Glover said she had left it with her attorney

Q And you desired the parties to go next morning to Mr. Hulse's chambers ?

Lloyd Yes ; and all the parties attended accordingly.

Q It was looked upon, by Mr. Black, the residuary legatee's attorney, to be a forged will, was it not ?

Lloyd Yes ; it was

Q from the Prisoner. I saw no more of you till Thursday evening ; you said you had a summons to attend at Sir John Fielding's next day ?

Lloyd No ; I said Mrs. Glover had been at Sir John Fielding's, and asked me if we had any objection to go to Sir John's ; both you and Martin said, no, you had not the least objection, and we went all together

Court You had before that told them that Mrs. Glover had made an application to Sir John Fielding ?

Lloyd Yes

Prisoners council I think just now you said, the will was delivered by them to you, for Mrs. Glover's inspection ?

Lloyd Yes ; she asked to inspect it ; I said I had it from the people over the way. I went, and they gave me leave

Court Did Martin and Burch at that time know that the authenticity of this will was questioned ?

Lloyd Yes, they did ; it was questioned on Wednesday morning by Mr. Black

Q from the Prisoner. We went down to Sir John Fielding's, he was not at the office ; the clerk told us there was no summons or any order for Mr. Martin or me ?

Lloyd That is right ; the clerk was there ; we told him what we came about ; he said there was a notice ready for Lloyd to appear next day ; I had not received it ; Martin and Burch gave me an account of their names, and where they lived ; upon which, we made an appointment to meet next day, at eleven o'clock, at the Shakespear Tavern, Covent Garden

Q from the Prisoner. You desired us to bring Mrs. Brooks along with us to Sir John Fielding's which we did ?

Lloyd Yes

Q You desired me to bring the pedigree along with me ?

Lloyd When we came to the Shakespear Tavern, this pedigree was pulled out by one Mr. Walker, who was then in the room ; he said, how can you wear out this pedigree

so, it will be all rags and tatters ; he put it into his pocket, and said, you shall never have it again

Q If I am not mistaken, both you and Mr. Brown, your attorney, charged me to bring it there ?

Lloyd I desired you to put it in Mr. Brown's hands

Q I did ; and he gave it me again, and I produced it. Did I not attend at Sir John Fielding's without any reluctance ?

Lloyd Yes ; without any signs of fear

Q When Mr. Martin delivered this paper to you, did you see any red lines ?

Lloyd No

Q Did not I say it was wonderful to me, that there was a difference in the signature to the two wills in the scroll ?

Lloyd I cannot remember that : you might say so ; I do not remember it

Court You read the will of 1764, as well as the will of 1762 ?

Lloyd Yes

Q Now, was the will of the year 1764 of the same import as 1762, or not ?

Lloyd The 1762 gives the estate to Lady Chadwick, the other sends it to Ireland

Court Now I ask you, as an honest man, if you had seen the will of 1764, how you came to be negotiating and carrying about this will of 1762, in order to set it up in prejudice to the will of the year 1764 : why you did not as well carry over the will of 1764, as 1762, which was a will made in her favour, as a subsequent will in her disfavour ? why not, as an honest man, carry both wills ?

Lloyd So far I might be blameable ; but, as the papers were not mine, I carried the will given me

Court You asked leave to carry over the will of 1762 ; I desire to know why you did not as well ask leave to carry over the will of 1764 ?

Lloyd So far I might be blameable : but the papers were not mine ; I had nothing to do with them.

Q How came you to have a meeting, next day, of all these people, to know whether the will of 1762 was a good one, when you knew of a subsequent will of 1764 ?

Lloyd The people were brought to prove the hand writing of the witnesses

Q The next morning, did you tell any of the parties of the will of 1764 at that time ?

Lloyd I do not know that I did

Court Oh, fie ! and you a man of business

Lloyd

Lloyd So far I am blameable

Court She was tenant for life, in one will; and tenant in fee, in the other: when was the first time you mentioned this will of 1764?

Lloyd At Sir John Fielding's: before that, I mentioned it to Mr. Thomas Hutson

Court How long was it before you went to Sir John Fielding's?

Lloyd The same day, I think

Court You did not mention, either to Lady Chadwick or Mrs. Glover, the will of 1764?

Lloyd I mentioned no other will but what I carried

Q You saw Lady Chadwick and Mrs. Glover both, did not you?

Lloyd I delivered it to Mrs. Glover

Court You read both the wills. I think you have a legacy of 400l. by the will of 1762, and the rents in arrear?

Lloyd No, 200l.

Court Who is Mrs. Brooks?

Lloyd The woman of whom Martin had the papers; I know nothing of her: I never saw her till she came that morning to Lincoln's inn.

Council for the Crown These papers are material; and your Lordship will observe, the papers are supposed to relate to a cause between Thompson, Knipe, and Wilmot, &c. this appears by the titles of one or two of the papers; and here is a paper torn; it is, Received of, then the paper is torn, the estate of Sir Andrew; then the other names are torn off, situate in Bunhill-row; and then torn off, the sum of 90l. being in full, I say, received by me this name must have some tail to it; Chadwick has not a gentleman in court will tell you this has reference to one Sir Andrew Knipe; the proposition is, to shew that they were in the bundle of papers belonging to Sir Andrew Chadwick: I say they are not so; this relates to one Sir Andrew Knipe that was in Bunhill-fields

Court I dare say it was Sir Andrew Knipe, if there was such a person.

Council Certainly there was, who lived at Epsom, and had an estate in Bunhill-row: it appears by the indorsement, it was a cause in which a Knipe was concerned

Mrs. Glover I was acquainted in Sir Andrew Chadwick's family, both in his life, and since his death

Q Pray do you know Sir Andrew's hand writing?

Glover

Glover Yes; very well. (*The officer produces the will and codicils from the commons; the will the 7th of July, 1765, and all the seven codicils.*) I believe these are all Sir Andrew Chadwick's hand writing. (*Another paper produced.*) This is the will I had of Lloyd; it was put into my hand, on Saturday the 27th of July, I think, was the first time I heard there was such a thing, from John Lloyd; it was shewn me, first, the Monday se'nnight after, which, I believe, was the 5th of August.

Q. Where was you at that time?

Glover At Lady Chadwick's: we live together in the same house; I am to take and do all her business: she is old, and hears very badly; she speaks to nobody that she does not know, without I am present

Q. What was it produced to you for?

Glover As Sir Andrew Chadwick's will. I took it to Mr. Keatley, my lady's agent; he was not home: I shewed it to his clerk; he said he would swear it was Sir Andrew's hand writing; I told him not to be too hasty, for I would not swear to my own hand writing at the first look. I took it then to Mr. Tuand, my lady's council; he was not at home; I shewed it his clerk; and told him as I did Mr. Keatley's clerk, or to that effect

Q. Was you conversant in the family of Sir Andrew, in his life time, long before his death?

Glover Yes; a great while before his death

Q. Do you know of any papers or memorandums of Sir Andrew, relative to his family?

Glover I never heard him talk about his family; he would scarce mention any such thing as a family

Q. Was you intimate in the family; in 1758?

Glover Yes; till about 1764; I never was intimate with them till after Mr. Glover died

Q. Did you hear him say any thing of his pedigree?

Glover No; never

Q. I suppose you have seen the will that was produced by Lloyd?

Glover I signed my name to it at Sir John Fielding's

Q. From the observation you had made of it, and being acquainted with Sir Andrew's hand writing, what opinion did you form of it?

Glover The first observation I made, was, that there was Mrs. Humphreys, Lady Chadwick's sister, for whom Sir
F Andrew

Andrew had a great regard ; and that struck me ; his having forgot her in the will.

Q Was that Mrs. Humphreys dead, or alive, in 1765 ?

Glover She died in 1764

Q Had you any other doubt ?

Glover Yes ; Mr. Groves being a witness ; because I had heard him say, he believed Sir Andrew had not made a will ; I doubted on that account. I never let it go out of my hands, till I gave it to Mr. Hulse, the solicitor.

Q Besides the omission of Mrs. Humphreys, and Groves's declaration, what did you think ?

Glover I thought it was not Sir Andrew's hand writing ; he had a particular turn in his will. I saw the letter *r* was rather daubed over a little ; it had been a little meddled, as if not the free pen of a writer of his name

Q Then for these reasons you left it, very properly, with Lady Chadwick's solicitor ?

Glover Yes

Q Whilst you was in the family of Sir Andrew, do you remember any thing of a little Bible, with any hand writing of his in it ?

Glover Yes *(the Bible produced)*

Q Can you speak to any hand writing in that book ? Do you believe it to be any of his hand writing ?

Glover His hand is much altered since this was wrote ; I believe that is his

Q Was that a book in his own custody ?

Glover In my lady's

Council for the prisoner Do you mean to say you are so conversant with his hand writing, as to be able to form a judgment whether that is his hand or not

Glover I cannot swear it is, or not ; the first part of the writing looks like his, the last part I do not think does

Q You said you did not hear him talk of his pedigree ?

Glover No ; but I know he did own having relations down in Lincolnshire

Q Since his death, who has been in the receipts of the rents of the real estate ?

Glover I believe, Mrs. Law

Q What part of that estate was it Lady Chadwick had ?

Glover The third part of it, as her right, I believe she has had on account

Q And somebody else has had the other two thirds ?

Glover Yes ; or somebody for her

Cross Examination.

Q You say that Lloyd, on Saturday, the 27th of July, acquainted you that there was a will?

Glover Yes

Q What did you say to him?

Glover I asked him in whose favour it was; he said, in Lady Chadwick's. I said, how came that; he said it was signed by three witnesses. I asked him who the witnesses were; he said, one Tenneson, and Grove. I said, I believed it was not a right will. I desired to see it. I asked why he did not bring it; he said, he would bring it: I said he should not bring it, unless I had some lawyer with me when he brought it. He said, There is the will; now will you believe it? That was all that passed at that time

Q I wish you could recollect the whole conversation.

Glover Lloyd said to me, he thought the prisoner would expect something for finding the will

Q Was there any thing else passed?

Glover No

Q What time in the day did he bring the will?

Glover About twelve o'clock

Q I think you say Mrs. Humphreys died about 1764?

Glover Yes

Q That was about the time you became acquainted with Sir Andrew's family?

Glover I was not intimate before

Court Did you know Mrs. Humphreys in 1764?

Glover. Yes; and before that

Q Was you much acquainted with her?

Glover No

Q You say Sir Andrew had a peculiar turn?

Glover Yes

Court How old was Sir Andrew when he died?

Glover I believe, about ninety

Q I suppose, from 1762 to 1768, there was a good deal of alteration in Sir Andrew?

Glover He was a poor creature; he was rather an unaccountable man

Q I believe he was rather apt to hide his wills about in holes and corners?

Glover It seems so; for fear the two-legged rats and ferrets should get hold of them

Q Did he own his relations in Ireland?

Glover He did not own his country; he d——d them all

Q Do you know of any fortune Humphreys had of her own?

Glover I do not know; I heard she had some: she took care of Lady Chadwick's house

Q You say he was unaccountable respecting his actions?

Glover Yes

Court Do you know whether there are two Chadwick's in Ireland?

Glover Indeed I do not know

Mr. Hulfe This will was brought to me by Mrs. Glover, I believe on Tuesday

Q to Mrs. Glover The morning Mr. Lloyd brought it to you, did not you give it him to carry back?

Glover No; he never took it back: I believe he did take it over again at first

Mr. Hulfe Mrs. Glover brought it to me on Tuesday, the 6th of August; I had it in my custody two or three days. I went with it to Sir John Fielding's, on Friday morning; Mrs. Glover, in my presence, at Sir John Fielding's, made that mark upon it. (*The will read.*) (*The original will read.*)

(*The jury compare the pedigree, the forged will and the two receipts, and manner of signature, to his genuine will.*)

Mr. George Hudson I am an attorney. I was concerned for the heir at law, Sarah Law; she is in possession now

Prisoners Council Have you any conveyance of any part of the estate to you?

Hudson I never saw any conveyance of the estate

Q Is any part conveyed to you?

Hudson No. On the 5th of August, I received a message from Mrs Glover, that she had seen a will; and that I might see it at Mr. Lawrence's. I had, before, heard a rumour of a will, and had entered a caveat; on the 6th, I saw Mrs. Glover; she shewed me a will; I made my remarks: one was, that the signing was a greater distance than two inches from the writing; in the next place, the paper, when it was shewed me, though dated in 1762, was much cleaner than I could expect; and, from the colour of the ink, I did not think it appeared as if it had been wrote above three days; this was last August; I then read it through; in reading, I made some remarks, and Mrs. Glover made some; she asked me what I thought of it; I said, I thought it a downright forgery. I made no observation of the hand writing, but that it was like his. My eyes are bad

Council

Council for the prisoner Did you ever see Sir Andrew's writing?

Hudson No

Q Did you take any notice of any of the other writings?

Hudson There was the signing of one Tenneson, who had been clerk to an attorney, and had acted for me; but I did not recollect his hand writing. I dined with them that day.

Q Did Lloyd say any thing when the prisoners were there?

Hudson Not one word: a will was mentioned

Cross Examination

Q Did you go to Mr. Lawrence's, as Mrs. Glover bid you?

Hudson Yes; and he said he had it not at that time.

Q Did he tell you what he had done with it?

Hudson He told me Mr. Hulse was out of town; so I went home and drew up an advertisement, and put in the paper

Q When did you see it?

Hudson Next morning, in Mrs. Glover's house: she sent to me, I came to her, and she shewed me the will

Q Who came in?

Hudson Mr. Keatley was there

Q You say Tenneson did business both as a clerk and on his own account?

Hudson He did

Q I believe he was an attorney, and had chambers of his own in Lincoln's Inn. You said, just now, it did not appear to have been wrote above three days; in the next place, you say your eyes are very bad?

Hudson I can see colours very well, though I cannot see the minute stroke: I wear spectacles sometimes, then I can see better

Q Why it seems very pale now: what was the difference between then and now?

Hudson The ink is altered in colour since that time.

Q Will you swear positive to that?

Hudson I will swear it appeared so to me, and I believe so now

Q You was concerned for this Mrs. Law?

Hudson Yes

Q Pray who is she?

Hudson Sir Andrew's first cousin

Q Where does she live?

Hudson In Lincolnshire, on a farm that was Sir Andrew's

Q Have you ever been down there since Sir Andrew's death?

Hudson Many times

Q Who employed you?

Hudson Mr. Dearden, an attorney in the country; I am his agent

Q Was she not in a workhouse there?

Hudson Never, that I heard of

Q You and Mr. Dearden are in possession of all the estate, are you not?

Hudson No; I am in possession of the estate, and account to Lady Chadwick for her third, her dower

Q And you have accounted for it?

Hudson I have accounted with them

Q Have you accounted with Mrs. Law

Hudson They draw bills on me

Q And you pay them to Dearden?

Hudson I account to Dearden

Q Account! but do not pay the money, as I find?

Hudson Yes; I do

Q How much have you in your hands?

Hudson I believe, nothing

Q You was before Sir John Fielding, and gave an information there?

Hudson Yes

Q Did you ask any body, next day, if they could remember what it was you had sworn?

Hudson No; I believe they put a word or two more into my information, than came from my mouth

Q Did not you say you could not recollect what you had sworn?

Hudson I believe I could, for I read it; and I believe those that know me, know I can read

Q Did not you say, you believed you had accused the innocent, and let the guilty go?

Hudson No

Q You never made such a declaration to any body?

Hudson No, not as I know of

You must know if you did?

Hudson I cannot tell every word I have said these six weeks; I have been hurried more than any man in London.

Q Do you know whether you made use of that expression?

Hudson I have not

Q Are you sure of that?

Hudson Yes

Q Just now you said you would not be positive?

Hudson Yes

Q Are you quite positive that you never made use of such an expression?

Hudson Yes, I am; I suspect more people to be guilty

than these people at the bar. I was always satisfied that I had done right, but was doubtful of some people I could not reach.

Cross examined by the prisoner Burch. Was not Mr. Lloyd employed by you and Mr. Dearden to get all he could out of me, in order to make up your defence against these Chadwicks that claim'd?

Hudson I did not

Q And that he was paid for that purpose?

Hudson I employed him as an agent to make distresses and the like.

Q Did not you say if there was a possibility you would hang Mr. Martin and me; and that you looked upon Mr. Lloyd and Mrs. Glover to deserve it equally with us?

Hudson Never, that I know of

Q I did not hesitate to shew Mr. Lloyd all the papers I brought from Ireland; when he had seen them he communicated the contents to you; these papers are such vouchers, as will perhaps take the estate another road, contrary to your wishes; these are the motives only that you persecute me for

Court Have you seen the vouchers which this man brought over from Ireland of the pedigree of the Chadwicks?

Hudson No; I had a copy of the pedigree which Lloyd gave me, which I suppose must be brought from Ireland

Q When you and Mr. Dearden took possession of the estates, did not you lower the rents, and grant leases, and buffet the poor ignorant people about, and so get into possession of what, in time, will, I believe, appear that you have no right to?

Hudson Mr. Hammond, the brewer, was represented to me as a man of good character; the house was empty, and I granted him a lease

Q Is not there a lease signed by Sir Andrew, now extant, that Mr. Hammond has got; and is there not another granted, subsequent to that, by Mrs. Law?

Hudson There is; I granted a fresh term at a lower rent; it is a lease of the Fountain alehouse in Broad-street at 10l. a year less rent than it was leased at by Sir Andrew, because he was to pay the repairs

Q Is not the Fountain now let for 50l. the original rent on Sir Andrew's lease?

Hudson I hear it is; but then Mr. Hammond repairs

Court What have you for being steward to this estate?

Hudson A shilling in the pound for receiving

Court. That is a common allowance

Mr. George Keatley. I am a conveyancer; I was concerned for Sir Andrew from the year 1731 to his death

Q Was you intimately acquainted with his manner of writing?

Keatley I was. (*The forged will shewn him.*)

Q When first saw you that paper?

Keatley I think, the beginning of August

Q Was it a clean or sullied paper then?

Keatley A clean paper

Q Was it much cleaner than it is now; or did it look like a paper that had lain among others in a box?

Keatley I thought it a fresh paper

Q Did you make any observation upon the colour of the ink?

Keatley I cannot say I did

Q You are acquainted with Sir Andrew's hand writing; now, what did you think, whether it was his hand-writing or not?

Keatley I thought then it was not; and I think so now; in the first place, I observed red strokes underneath the writing; and at the time this will bears date, my lady's sister was alive. Sir Andrew has many times spoken to me about his will. The last words I ever heard from him was, I hope, in a few days, I shall see you, and then I will settle this d—d affair of mine: so he used to call the making of his will. He never came to any resolution, not knowing where to fix the reversion of his real estate; but Mrs. Humphreys being alive, he always mentioned her at all events. When I saw this will, I observed Mrs. Humphreys was not taken notice of, though she was alive. I was persuaded it was not Sir Andrew's will.

Q Did you know Mr. Groves's hand-writing?

Keatley No; I had no other reason about him than what he declared to me.

Court. You must not mention any conversation you had with him; that is no evidence

Q Was there any thing else struck you as a reason why you thought this not to be Sir Andrew's hand?

Keatley Those I have given were the principal reasons

Q You know, I believe, something of Sir Andrew's family; have you ever heard him speak of any brother of his?

Keatley I have heard him speak of a brother, Captain Green, by his mother, by a second husband

Q Did you ever hear him speak of a Thomas, William, or a Peter Chadwick?

Keatley Never

Q Did you ever hear him speak of any pedigree made out, to shew who was heir at law?

Keatley Never; I have heard him speak of relations in Lancashire.

Q Do you know of any of the witness's writings that are supposed to be put there?

Keatley No; I never heard talk of any but Groves.

Q Did Grove or Sir Andrew die first?

Keatley Groves acted as executor under the will

Q Do you know what Sir Andrew's mother's maiden name was?

Keatley I cannot remember.

Cross Examination.

Q He had often conversation with you about making his will, and called it his d—d affair?

Keatley. No; his grand affair.

Q He did not chuse to entrust you with this grand affair?

Keatley True.

Q But he made this will himself after all?

Keatley Yes.

Q Then, I fancy, he did not tell you all his secrets?

Keatley No; I believe not.

Q As to his own family, I fancy, he was not very fond of talking about them?

Keatley I never heard him.

Q You are a legatee, I believe?

Keatley Yes.

Q Under which will?

Keatley In this will, if it is a good one,

Q How much in this will?

Keatley. 1000l.

Q. And you have been intimate with him, the space of thirty-six years?

Keatley. I have known him ever since 1731. I have lived within five or six doors of him.

Q. Has that will ever been in your custody before?

Keatley. I took it to my house at the time Mrs. Glover and Mr. Hulse were there.

Q. Was it ever left with you?

Keatley. Only to look at.

Q You said there were some red strokes in that will?

Keatley. Yes.

Q. But it has been handed about a good deal; are you sure it was there at first?

G

Keatley.

Keatley. Yes; that was one reason for my not thinking it genuine.

Court. Did you observe red strokes under the subscribing of the witnesses; I observe it only under the first name?

Keatley. I think there is at the *d* of Field's name.

Q. from Burch. I think the whimsical codicils, as you call them, were secreted till after Mr. Grove died?

Keatley. Yes.

Burch. They were secreted till some time after Mr. Grove died, and then brought out in a surprizing manner.

Q. to Mrs. Glover. Was you by when the will was found of Sir Andrew's?

Glover. I never looked for a will of his in my life.

Court. Was Mr. Groves a minister?

Glover. Yes.

Court. Of East Barnet, was he not?

Glover. Yes.

Court. Mr. Field was a rich man; I believe he died worth 40,000*l.*

Glover. I believe he did.

Q. Was Mr. Grove acquainted with him in the year 1762?

Glover. Yes; and many years before.

Eleanor Field. I am daughter to Thomas Field, he lived in Devonshire-street, Red Lion Square; he was a taylor. I don't know that my father had any connection with Sir Andrew Chadwick; I never heard of Sir Andrew's name, nor Mr. Tenneson's.

Q. Look at that name, Thomas Field; do you think it is your father's?

Field. No; I do not believe it is: I have seen my father write numbers of times; here is a name of his own writing.

Q. Can you give any account where your father was in 1762?

Field. He might be in London, or at his house in the country.

Cross Examination.

Q. Did not you, when before Sir John Fielding, on the will being produced, say that you believed it was his hand-writing?

Field. No; when I looked at it first, I said, it was very much like my father's hand writing; but upon examination I did not believe it to be his.

Court. Do you disbelieve it to be your father's hand writing from any other reason than by comparing it with this receipt in my hand?

Field. I do not believe it to be his hand writing; I should have thought so, if I had not seen the receipt. My father has been dead three years in July last.

Q. Do you know this receipt to be your father's hand writing?

Field. I believe it to be his; I did not see him write it.

Q. Whether you did not tell Sir John Fielding, first of all, that you could not tell whether it was his hand writing or not?

Field. At first it appeared to be like his, but on examination, I did not believe it, to the best of my knowledge, to be so.

Q. Then you never said you believed it to be his hand writing?

Field. No.

Q. Did you say you believed it to be his hand writing, before you examined it with any paper?

Field. Yes; it struck me at first sight; but, upon examination, I thought otherwise.

Q. You do not know your father was acquainted with Tenneson or Grove?

Field. Not that I know of.

Q. Did you never hear that Tenneson and your father were acquainted together?

Field. I never heard his name.

Q. Do you know one Mr. Rose, a carpenter?

Field. He and my father were acquainted together.

Mr. Gerrard. I am an attorney. I became acquainted with Mr. Grove in the year 1766, and continued to be concerned for him to the time of his death.

Council. Look at the will signed S. Grove; do you believe that is Mr. Grove's hand writing?

Gerrard. No: I often had occasion from being employed by him to see him write: he was trustee to a great number of persons, in the York Building water works; he was trustee with Sir Andrew Chadwick. I do not believe this to be his hand writing.

Cross Examination.

Q. You was not acquainted with Mr. Grove till 1766?

Gerrard. The beginning of 1766; but I have a large quantity of his writing before that time.

Council. You cannot tell that.

Gerrard. They were deposited with me as such.

Q. When did he die?

Gerrard. February, 1769.

Court. I believe he had the palsy so much that he could hardly write.

Gerrard. I have a good deal of his writing by me; I have seen him write when his hand shook so that he could hardly write.

Court. Was he not very paralytic before his death?

Gerrard. A little; not much.

Q. I believe he was so paralytic, that he did not read prayers or preach for some time before his death.

Gerrard. No; the reason he told me was, he was preaching at St. James's, and something suddenly affected his voice.

Q. He did not for four or five years, before his death, I believe, read or preach?

Gerrard. I believe rather more; I observed, sometimes, he did not write his name always alike; some papers I have where he signed S. Grove.

Mrs Grove. I cannot see very well; I will not pretend to swear to my husband's hand writing, my sight is not good enough.

Q. Have you, at any time, been applied to for any receipts of your husband's, for any purpose?

Grove. Yes, lately; about the beginning of August, I believe, by one that calls himself Lloyd; to see Mr. Grove's hand writing; I refused. On the 3d of August he told me there was a will found with Mr. Grove's hand to it, and wanted to compare the hand.

Q. Do you know whether ever your husband employed one Field, a taylor?

Grove. I never heard of his name nor Tenneson's.

Mr. Whatman. I am a paper maker, and live at Maidstone, in Kent.

Q. Are you able, from a sight of any paper, to know whether that paper was manufactured at your mill, and at what time manufactured?

Whatman. Yes; I can speak with precision; as to any of my manufacturing, (*shewing him the will,*) this paper is my make; here is J. W. in it.

Q. Can you inform the court and jury of the time that it was made?

Whatman. Yes; I have taken pains to speak with precision of it; here is some samples of the same that I sealed up at home, and shewed before the grand jury; it has been sealed up and never opened since. I indeed can speak from my own knowledge, without comparing the paper.

Q. Do you form your judgement merely from the J. W. or other marks?

Whatman From other marks; these are a particular mould; they were first began to be used in January 1768; I can swear positively to that; this is made on a mould, which is the first mould in which two sheets of this kind of paper was made at once; I am the first person that made it double, two sheets at once, they were in January, 1768; and the first made from these moulds, that was ever sent to London, was the 11th of March, 1768. I will give another convincing proof of it; here is an improvement of our manufactory in this sheet, in regard to blueing it; formerly our papers were of a very yellow cast; we have improved the manufactory, by throwing blue into it, as people do in washing into linen, in order to take off the yellow cast: the first of my doing that, was in April, 1765; this is very blue; so that I do not believe it has been made more than a twelve-month: if you please to compare it with paper made seven or ten years ago, there is an amazing difference.

Cross Examination.

Q Could not any body copy your mark?

Whatman I have ordered several pair of moulds to be made alike, but never saw any two pair alike; they will differ in a wire, or something. I could have brought up twenty or thirty people to swear that sheet is of my manufactory. I have, for the prisoner's sake, taken a great deal of care, that I might speak with precision. I never made any paper of that sort before the year 1768.

Q But had your paper of 1768, the same mark of J. W.?

Whatman Yes; but not exactly alike. Besides, till the year 1763, we always put J. W. in a large cypher.

Court Now shew me J. W. when you changed it?

Whatman The first J. W. without a cypher is 1764; these are the first pair without a cypher. I never saw any paper with J. W. in it but mine.

Jury Will not the blueness wear off by time?

Whatman Yes; and this is so blue, it convinces me it has been made but a short time.

“*William Linderman*, who is an oilman, deposed that he had seen Burch write once or twice; he was shewn the forged will, and asked whose hand writing he believed the body of it to be; he replied, that when he was before Sir John Fielding, he thought it was the prisoner Burch's hand writing; but that upon a closer inspection, he believed it was not.”

William Kimbel I know both the prisoners by sight. I have known Burch three months; he applied to me for

Some receipts of Sir Andrew Chadwick's, about two months ago; I cannot be particular to the time, more than that I think he said they were of no use to him, only that he looked upon a codicil of Sir Andrew's to be forged, and wanted to set it aside. I gave him three receipts; he desired me to get one, which I did of Mrs. Souche's; there were two of mine and one more; Mr. Burch was with me: it was on Sunday night, about ten weeks back

Q Do you remember the installation at Windsor?

Kimbel Yes; it was before that, I saw Burch in the Marshalsea prison

Q Did you see him in Theobald's-row?

Kimbel That was before Mr. Burch produced the parchments and these receipts; and asked if I thought that was Sir Andrew's writing; I said, yes; he said he thought that would throw those out that were in possession of the estate. He went out to shew the pedigree; he was called out; then he came and said he would not shew me then what he was going to shew me; this was at the Horse and Groom, in Theobald's row; Lloyd was present. There was nothing said in relation to this pedigree, nor any thing in relation to any will. I heard nothing of it till I was in prison

Q Did you hear of any quarrel?

Kimbel Yes; he said William Chadwick and he were working together, and they had a quarrel, and Burch struck Chadwick. Nothing else was said about that

Cross Examination by the Prisoner Burch.

Q You know a good deal of this affair; you always thought that they were the right people?

Kimbel I did not know the contrary

Q Before you had seen the pedigree you called at my house, and said that Lloyd was employed by Hudson to get what he could out of me; you then made this observation, that Lloyd was an honest, punctual man, and true to his trust; that I must not trust him with secrets?

Kimbel Yes; I said I always found Lloyd true to his trust, and as he was employed by the other parties, I was certain he would stick by them

Q With respect to Sir Andrew's will and the codicil, they were secreted till after Mr. Grove's death. Did not you say they were found in an odd manner?

Kimbel They were found in his writings

Q Did not you hear Lloyd say that Sir Andrew said in his life time, he would be a plague to his lady and family in his grave?

Kimbel. He did not say he would be a plague to his lady, but that many that expected benefit by him after his death would be plagued to get it.

John Atkinson I am a grocer and oilman. Burch, the prisoner, applied to me to know if I knew any body that had any receipts of Sir Andrew Chadwick's; at that time came in one Davis, an old tenant of Sir Andrew's, I thought he might have, perhaps, some receipts of his; I have drank with him at the Fountain Tavern, in Broad-street, several times; his conversation, in general, turned on Sir Andrew's estates, about his going to Ireland to find out the pedigree, to get the estate for the two Chadwicks, in Ireland. I have seen him shew the pedigree of the family. I always understood that he shewed a real pedigree of Sir Andrew's family

Q How long ago was the last time he talked to you about this pedigree, and getting the estate for the Chadwicks?

Atkinson The last time was two or three days before they were at Sir John Fielding's. There were other people there that heard more of the discourse than I did

Q For what was the pedigree made out;

Atkinson I understood in favour of Lady Chadwick; this was within two or three days before going to Sir John Fielding's; it lay by him on the table; (*the pedigree shewn him.*) This is like it; I made a particular observation of it, and I believe it to be the same.

Cross Examination.

Q. What he talked about and shewed you was in favour of Lady Chadwick?

Atkinson Yes

David Bynon I was in company with Burch two days before they went to Sir John Fielding's; I heard him say he had been three different times in Ireland, to see after the pedigree of Sir Andrew; he said, he had a great deal of trouble and fatigue, and he said afterwards, that he absolutely offered to get them the estate, if they would advance him 5l.

Court Pray what are you?

Bynon A barber and peruke maker

Q Was you acquainted with Burch?

Bynon I never saw him in my life before; he put his hand to his breast, and said, he really believed Will Chadwick to be the right heir to the estate; when they were going before the justice, Burch said, now we are going all to be taken up, and let them that are guilty suffer

Burch As I stand here before God, and this court, I never saw the man before to my knowledge; I am near sighted, I do declare I never heard the word 5l. mentioned.

Cross Examination.

Q What time of day was it?

Bynion Between one and two, I believe it was at the Fountain, in the back parlour; it was two days before they went to the justice

Burch I knew nothing of going to Sir John Fielding's till the night before I went

Court Was you examined before the grand jury?

Burch No

Court You must prove that Sarah Law is heir at law, as you have stated in the indictment

(The council for the Crown called witnesses, who established that fact.)

Burch's Defence.

I neither forged the will or did I publish it. I only acquainted Mr. Lloyd that there were such papers, and he desired very much to see them; he had them, there were two wills thrown down to him; he had a right to take which he pleased; Mr. Martin said, there they are, if they are of any use take them: I desired no fee or reward for them; Mr. Lloyd had liberty to take and peruse what he pleased; such as he did not like he threw aside; the first I heard of this will was when I was in the Borough, settling some business with Mr. Martin, he hearing that I had lately come from Ireland; after our business was finished, he said, he had some papers with the name of Chadwick upon them; I desired some time after to see the papers: when I had seen them, I told Mr. Martin and Mrs. Brooks that I did not know whether they were of any material use, for there was a will produced of a later date; I called again about four months afterwards, and brought that pedigree with me, which corresponded with what came from Ireland with the rest of the papers, under the city seal of Dublin, which sets forth all Sir Andrew's brothers; here is a gentleman in court that has taken exact copies of the book; here is a certificate under the hand of the Accomptant General of Ireland, who knows Sir Andrew's brother, Peter; Mr. Lloyd was desirous to have these papers for Mr. Hudson; I told him I would introduce him to the person that had them; he made several overtures to me, he offered me money to introduce him to the person; I at last told him what they were; he had the papers; he did not choose to take the will of 1764, but that of 1762, to Mrs. G over; I think he brought it back again; that is all I know of the matter, till we came to Sir John Fielding's; I gave Sir John this account, as near as possible; that Sir Andrew

had three brothers is beyond dispute; I went down to Haslington in Lancashire; they were very shy, they refused me a sight of the register book; but I was told one Mr. Smith, a clergyman, twelve miles off, could give me some account of the family; I went to him, he said, we have often been told that this woman is not heir at law; that Sir Andrew has got brothers at Ireland; and he said Sir Andrew's brother went out of the kingdom a little boy, a lad, and never returned again; and he immediately brought me a copy of the record, wherein it is admitted, Allen Chadwick of Dublin, gent. In 1726, Sir Andrew was admitted as only son and heir at law of his father Allen Chadwick, as the point who is heir at law is to be disputed by a bill, now depending in the Exchequer, where the Chadwicks have put in their answer, that they are children, descendants of Sir Andrew's brother; Mrs. Law has put in her answer, that Sir Andrew had a half brother, but does not state a whole brother.

Martin's Defence.

What I have to say, is much to the same purpose; I carried the papers to Mr. Lloyd; I let him have them; he took away what he thought proper; I left them with Mr. Lloyd and Burch together, at the Fountain, above an hour; they took away what they thought proper; I asked them for nothing; I met with them casually, looking over some papers, not knowing they were of any use; I am a watch-maker in George-row.

Burch I forgot to mention there came over the last time with me, Mr. Knight, a very reputable old gentleman, recommended by the accomptant general of Ireland, eighty-five years old: he has been examined by the examiner of the Exchequer: he says, that he knew Allen, the father of Andrew Chadwick, and Peter and Thomas the two sons: and remembers his having mentioned two sons, by the name of Andrew and William, that were in England, in Lancashire: and he remembers James Chadwick died at Dublin: and was buried at Moncaster in the kingdom of Ireland, about five miles from Dublin.

For the Prisoners

Ann Brooks I live in Grafton-street: I have known Burch last about a week after Christmas: Martin is my brother.

Q On what occasion did you see Burch?

Brooks Martin brought him with him to my house: there were two wills and a parcel of papers, which I found in the drawers, in the bed room, of the first floor; Mrs. Lutterel's
H room:

room : she had been a lodger of mine : she was kept by a gentleman ; I do not know what is become of her, nor do I know the gentleman's name : she lodged with me between five and six years ago. I saw the papers the next morning after she went away : she lived with me about five or six months : I did not know that the papers were good for any thing : I put them up into a garret that I made no use of, at that time, without looking into them.

Q What is it five or six years since she left your house ?

Brooks Yes : I expected she might call again : I lived at that time in Mercer's-street ; I removed to Grafton-street about two years ago ; when I removed there I put them into a book case ; I was not very particular ; I just opened them, but did not read them ; I could not read them ; about a week before Christmas was the first time I opened them ; then they lay on the table ; Mr. Martin came in in the intrim, and asked what papers they were ; I told him they were papers a lodger of mine had left behind her ; I did not know what they were.

Court Did he open them then ?

Brooks Yes ; he said that there was a will belonged to Sir Andrew Chadwick ; he left them behind him ; I carried them up into the garret again

Court Did Martin say there was a will, or two wills ?

Brooks Two wills : the bundle had been untied and opened : I was present when he found the two wills ?

Q What became of the papers after ?

Brooks I put them in the garret : the first conversation I had afterwards about it, was about a fortnight or three weeks after ; then Mr. Burch came and looked at them, and said, he believed he knew something of the Chadwick's hand ; that he knew who the will belonged to

Q When he said they were wills, did he say nothing else ?

Brooks I cannot say ; on Monday before he went to Sir John Fielding's, Burch came and asked me for the old papers ; I said, he was very welcome to them ; he took them away with him, Martin was with him ; they had all the papers from me ; Burch brought the papers back after that, and said he had left one of the wills behind him

Q But before he had the papers away, or at Christmas, when he was first spoke to about it, did you hear any thing about any other will ?

Brooks No ; on Tuesday Burch came again and said, he wanted the other will ; and in the evening he called again,

and said he had brought the other will back again ; then he said, he put it among the rest of the papers ; I cannot say he did, I did not see it ; they were on the dining room table ; he might possibly put it in the rest of the bundle ; I cannot say I saw him put it in

Cross Examination.

Q You say you are in no way of business ; may I presume to ask you by what means you get a livelihood ?

Brooks I do nothing dishonest to get a livelihood

Q No ; God forbid : I only thought it would be proper to ask that question ?

Brooks I have two children by a gentleman that has maintained me these six or seven years past

Q Was you in any business when this gentlewoman lodged with you ?

Brooks Yes ; I had a husband at that time, and a son.

Q You said you expected this young woman would call again for these papers ?

Brooks I thought, if the papers were of any consequence, she would call again ; she was in my debt ; I took a good deal of trouble to find her ; about four months after I found her, I mentioned these papers, she left behind her, and she told me she would pay me and fetch them.

Q Did you or not, any time before you saw this Lutterel, open this bundle ?

Brooks I opened it and looked in it ; and saw a parcel of papers

Q Will you take upon you to say, when you first opened the papers, that you saw a will ?

Brooks. I did not take any notice then what they were : I did not take any notice of a will at that time.

Q When you saw Lutterel you said something about these papers ?

Brooks. She said she would fetch them, and pay me.

Q Did you or not speak to any body about these papers, till last Christmas ?

Brooks No ; they were tumbled about, and I thought them papers of no consequence. When I removed into Grafton street, I put them in a book case ; they were in my way in the book case ; I was taking them out to put them in the garret, when Martin came I was looking for a paper of my own.

Q Did Martin examine the papers one by one, or how ?

Brooks. I was busy about the house; I cannot say as to that. He said there were two wills.

Q. Was it right of you, when you had these bundles of a gentlewoman, to let other people have them?

Brooks. She never came to pay me.

Q. Burch came a fortnight after Christmas?

Brooks. I believe not quite so much, he came about a week before Christmas, and about a fortnight after.

Q. When did you last see all the papers?

Brooks. To the best of my remembrance on the Wednesday; they were left in my custody.

Q. What did you do with them?

Brooks. I burnt them.

Q. After having kept them so long as between five and six years, what induced you to burn the rest of the papers?

Brooks. When I went to the gentleman's chambers, in the Temple, there was this gentleman came in, and said it was a forged will, and we were all concerned in it, and said, we should all be hanged; he frightened me so, that I was not myself a week after; so I went home, and burnt the rest of the papers.

Q. On your oath, did nobody desire you to burn them?

Brooks. No.

Q. Were any one of the wills burnt?

Brooks. That I cannot say

Q. There was a will brought; what is become of that?

Brooks. I do not know

Q. But there was a will brought back?

Brooks. I do not know that

Q. But if there was, it was burnt as well as the rest of the papers?

Brooks. I burnt them all

Q. You do not know whether he put the will back or not?

Brooks. No; I do not

Q. This Lutterel was kept by a gentleman: he came backwards and forwards, I suppose?

Brooks. Yes

Q. Who used to pay the rent, he or she?

Brooks. She

Q. Do you know whether that gentleman's name was Chadwick?

Brooks. No: I do not know his name

Q. At the time your brother opened these papers, did you stand close to him.

Brooks No: I was going backwards and forwards he found the parcel of papers, and those two wills

Q Had you ever seen these two wills in the bundles, before Martin your brother opened it?

Brooks Yes: several times

Q You said you opened the bundle, during the time that they lay in the garret, in your first house, and that when you removed to Grafton-street, you put them in your book-case?

Brooks Yes, I opened them when I first went to the house, in Grafton-street

Q How long was that before your brother Martin came and opened them?

Brooks Two years: or above a year and a half

Q Now, upon you oath, did you know what these papers were, before your brother Martin came?

Brooks Yes

Q Then why was it you said to your brother that there were some papers left by a lodger, but you did not know what they were: cannot you read?

Brooks Yes: but I could read very little of these papers

Henry Rose. I knew Mr. Tenneson: he was an attorney. I knew Mr. Field: he lived in Devonshire-street: he was a taylor: Mr. Tenneson lived with Mr. Herne, in Lincoln's-Inn: I believe he did business for himself, in some things, I have spent several evenings in company with Tenneson and Field together

Q Have you ever seen Mr. Tenneson write?

Rose Yes, several times, and Mr. Field saw him sign his own will: I am one of his executors. I do not know that I ever saw him write at any other time. That is between two and three years ago: *(the forged will shewn him.)*

Q Do you believe the name Tenneson to be his hand writing?

Rose I should think it was: it is very much like it.

Q What think you of Mr. Field's writing?

Rose It is very much like his hand writing. I will not swear to it: I believe it is very much like his hand writing

Cross Examination.

Q You did not know sir Andrew at all, I believe?

Rose No,

Q Did you know Mr. Herne. with whom Tenneson lived?

Rose I had very little acquaintance with Mr. Herne. he was clerk to Mr. Herne

Q Did you ever hear of Herne or Tenneson being concerned for Sir Andrew Chadwick?

Rose No

George Whitby I was acquainted with Field: I have seen him write several times

Q Can you say whether that is or not his hand writing?

Whitby I cannot swear it; it is a good deal like it; to the best of my knowledge it is not

Samuel Inman I was well acquainted with Tenneson, he was an attorney: he was principal agent to Mr. Herne: he had chambers of his own: and Mr. Herne gave him his common law business, and he did business for himself: I have employed him as my attorney, I have seen him write

Q Look at that will, and see if you think it his hand writing

Inman This is his hand writing. I can speak as positive as a man can that was not present when it was wrote. I have seen him write many times, an hundred, I suppose: here is his hand-writing in these books (*producing several volumes of the Spectator.*)

Q Did you ever know him make use of red lines when he wrote?

Inman No

James Lowe I am an attorney, and live in Carey-street. I was acquainted with Mr. Tenneson. I have seen him write a great many times, (*takes up the forged will.*) I have not the least doubt but that this is his hand-writing; he died in February, 1767.

Council Please to look at the volumes of the Spectator; have you any doubt whether that is his hand-writing?

Lowe None in the world, Tenneson was with Mr. Herne at the time of his death. He died in Mr. Herne's house.

Q Do you know whether Herne or Tenneson were ever concerned in Sir Andrew Chadwick's affairs?

Lowe I can't say I did not know Sir Andrew Chadwick

Mr. Kelley I knew Sir Andrew Chadwick for upwards of twenty years. I have seen him write very often (*looks at the forged will.*) I saw this will at Sir John Fielding's. I there said, I believed it was Sir Andrew Chadwick's hand writing. I believe so still: and I believe this subscribing witness to be Mr. Tenneson's hand-writing: he and I have executed several deeds together. It is fifteen years ago since I saw Mr. Grove write: this is written S. Grove; he sometimes wrote his name so, sometimes Saml.

Cross Examination.

Q Do you remember the particular instruments you have seen Sir Andrew sign?

Kelley Not the particular instruments: I have seen him sign fifteen instruments, at least. I think he never did live in this world if that is not his writing. I dare say I have seen him write five hundred times

John Knight Here are the copies of some registers from Ireland, and two from St. James's parish (*producing them; they are read.*)

'Buried, Ellis Chadwick, late of the city of Dublin, gent. who died *suddenly*; and before he departed, he desired Mary Williams and Henry Davis, of this parish, to write to his son, Sir Andrew Chadwick, of Golden square, London; that it was his desire and will that his second son, William, should enjoy his estate, at Hasslington, in England; and that after his son's death, his children might enjoy the same; and that his watch might be given to his son Thomas.

"June 3, 1725."

Second.

'Ellis Chadwick, and Ann Maria Newmarch, were married July 10, 1669, being both of Stillorgan.'

Third.

Licences in the parish of Monckton, and parishes adjoining.

'Andrew, the son of Ellis and Ann Maria Chadwick, Chadwick, of Stillorgan, was baptised the 2d of July, 1670.'

'Baptized William, Peter, and Thomas, three sons of Ellis and Ann Maria Chadwick, in the parish church of Lucan, September 11, 1673

Knight I suppose it was in the parish, but the parchment was extremely blotted.

Fourth.

'Monckton, 1711, *Burials.*

'Ann Maria Chadwick, wife of Ellis Chadwick, of the city of Dublin, August 29, 1711

Knight This comes from the parish of St. James's, London

'Baptized, the 27th of December, 1713, Charles Chadwick, of William and Mary, born the 6th'

Knight This is an exact copy of the book. 'Baptized, the 27th of April, William Chadwick, of Charles and Frances. April, 1745, Charles Chadwick of Charles and Frances

Q Do you know any thing of Mr. Hudson's conduct in his affair?

Knight He spoke against Lloyd ; he said, that, as Lloyd was one of the principal people to prosecute these men, he thought it not proper to send him to prison

“ Upon his cross examination, he said, that he was employed to take copies of the registers by one Mr. Slade, and not by either of the prisoners ; that he first saw Burch in March last, when he was over in Ireland ; and that Burch was with him when he copied the registers ; that he believed Burch was employed by Slade ; that Slade paid the expence, and that he saw a large pedigree in England.”

Burch called Mr. Rose, who had known him twenty years ; Harper, four years, who did not know Burch’s business ; Vaughan, an upholsterer, about twelve months, who did not know what Burch’s business was, but had heard he was in the fish way ; he deposed, that Burch came to his house with Charles and William Chadwick, about two months ago ; that Burch wanted to have some satisfaction for his trouble ; and that the two Chadwick’s gave him their joint notes to the amount of 4000*l.* that he believed the notes were witnessed by Martin ; that they were given Burch as a consideration for his trouble, he having been three times over to Ireland ; that, after that, the pedigree was produced by Burch ; that this was about a fortnight or three weeks before they went to Sir John Fielding’s ; that Lloyd said, he would swear that the pedigree was Sir Andrew Chadwick’s hand writing.”

Burch I did not solicit them to give me the notes ; I told them that they were good for nothing : I said, you may give me them as an earnest of your intentions. I said, as no adequate value was given for them, they might be set aside ; He also called

“ — Impey, who had known him from the year 1769, but had very little knowledge of him : who all gave him a good character.”

“ Martin called no witnesses to his character.”

Both guilty of publishing the will, knowing it to be forged, Death.

